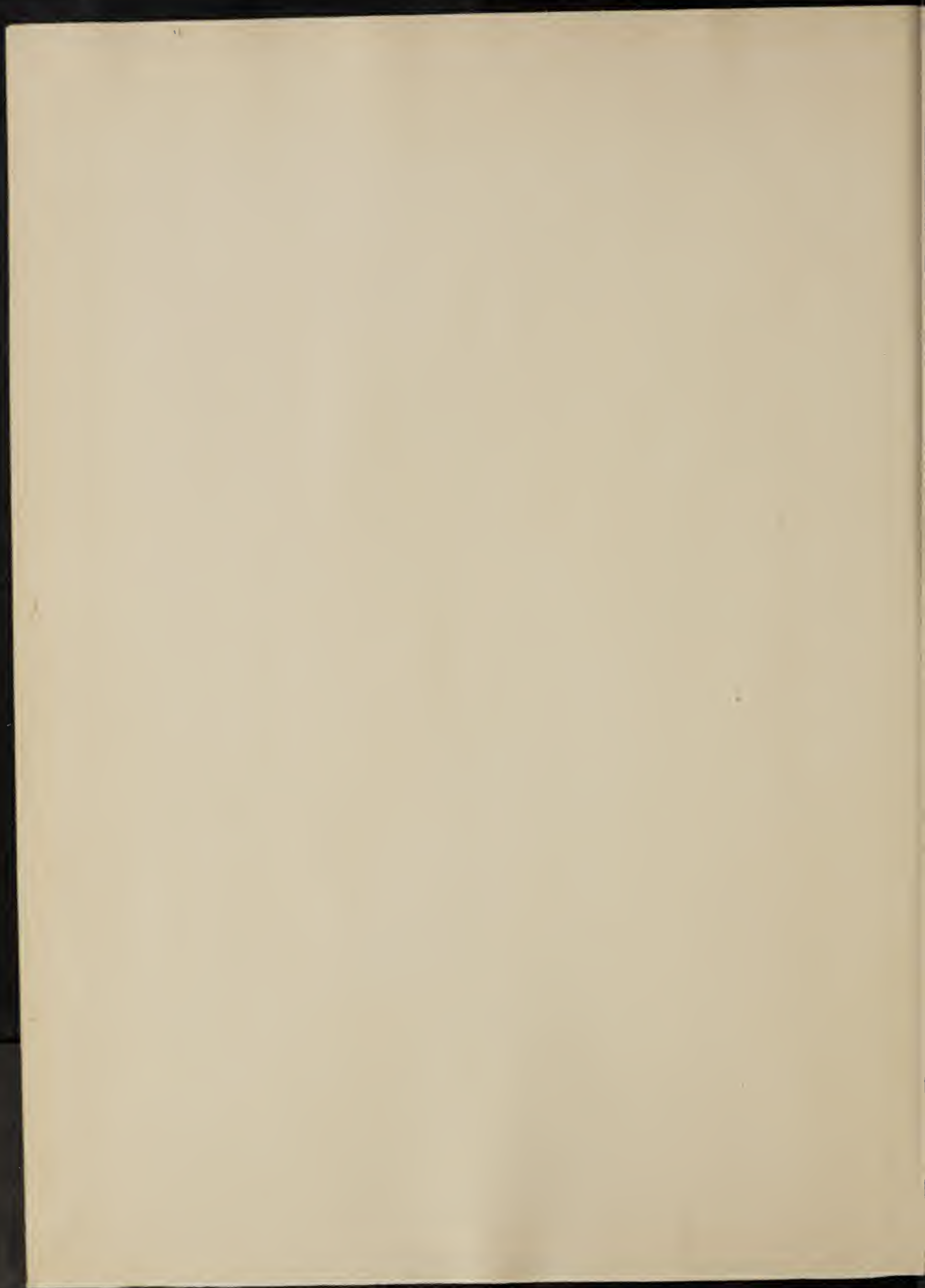


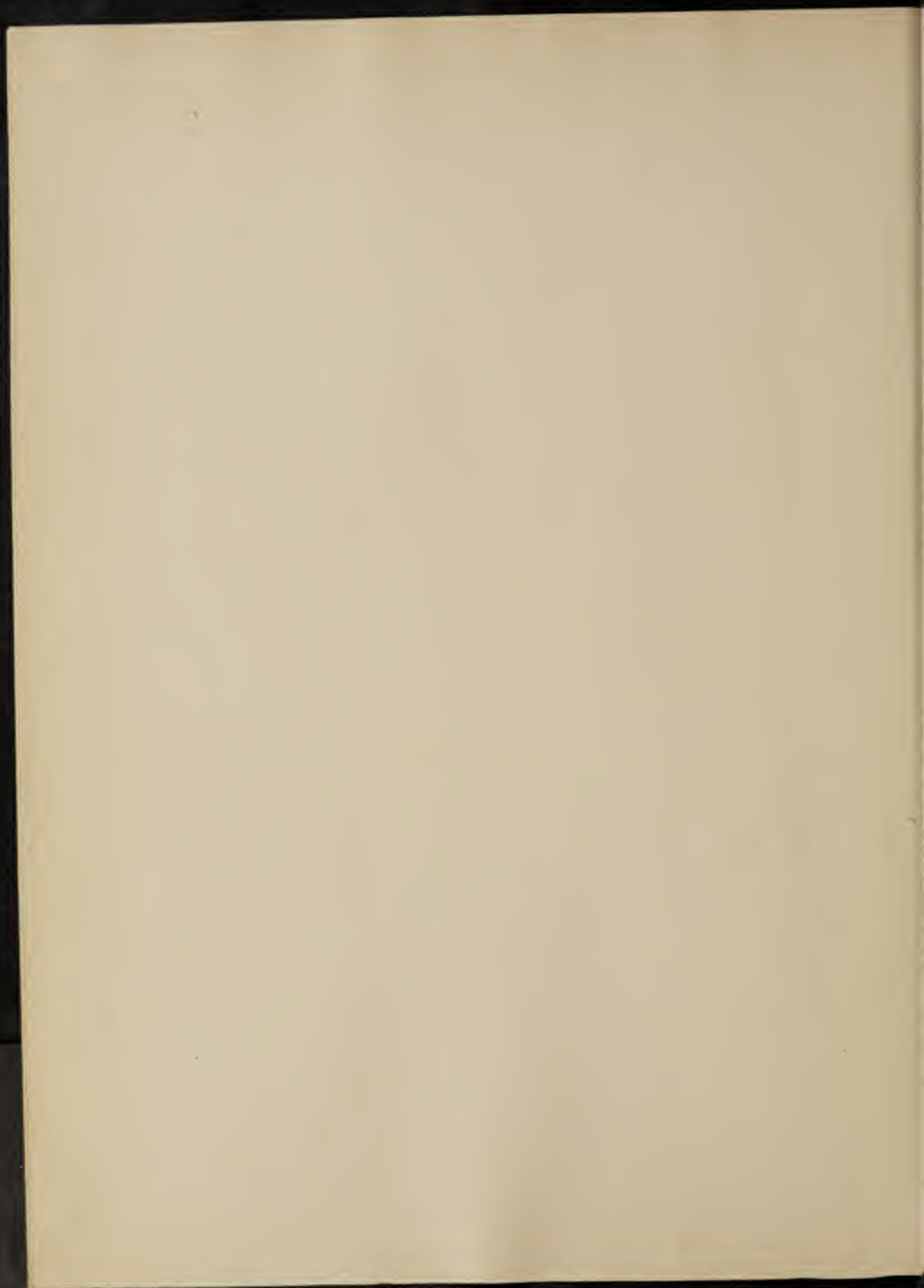




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BULLETIN

OF THE

BOARD OF STANDARDS AND APPEALS

CITY OF NEW YORK

Issued under authority of Chapter 27, Section 665 of the Charter of the City of New York.

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DIRECTORY

BOARD OF STANDARDS AND APPEALS

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CHARLES M. BLUM

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JOSEPH J. DOYLE, *Chief Clerk*

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OFFICE HOURS FOR PUBLIC—9 a. m. to 4 p. m.

Saturdays 9 a. m. to 12 noon.

Address all communications to the Chairman

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Corrections Affecting Calendar Numbers 92-36-BZ, 417-42-SM, 444-42-A, 195-42-SM, and 881-42-S.

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COURT DECISION

Matter of Excelsior Savings Bank vs. Murdock:—On May 6, 1941, Board denied application under Section 21, to permit in a business use district, the erection and maintenance of a gasoline service station and also 31 one-car metal garages. Cal. No. 1008-40-BZ; premises 2348-2360 Jerome Ave., Borough of The Bronx. Mr. Justice McCook in Special Term, Part 1, dismissed certiorari and affirmed determination of Board (N.Y.L.J. January 2, 1942). Appellate Division unanimously affirmed order. (N.Y.L.J. December 19, 1942).

CERTIORARI ORDER SERVED ON THE BOARD OF STANDARDS AND APPEALS

On December 22, 1942, copy of petition and order of certiorari was served on the Board by Rubinton and Coleman, attorneys for Handalsons Realty Corp., owner in an application under Section 21 of the Zoning Resolution, to permit in a residence use district and also G area district, the conversion of occupancy of a one-family dwelling to a two-family dwelling; Cal. No. 256-42-BZ; premises 605 East 17th St., Borough of Brooklyn.

CERTIFICATE OF OCCUPANCY.

Since 1916 the Charter of the City of New York and the Building Code have required the issuance of a certificate of occupancy before a building thereafter erected is used. Since its adoption on July 25, 1916, the Zoning Resolution has, in addition, provided: (Formerly section 21, now Section 22)

“It shall be unlawful to use or permit the use of any building or premises or part thereof hereafter created, erected or changed or converted wholly or partly in its use or structure until a certificate of occupancy to the effect that the building or premises or the part thereof so created, erected, changed or converted and the proposed use thereof conform to the provisions of this resolution shall have been issued by the superintendent of buildings . . .” (now reads “Department of Housing and Buildings”).

The Court of Appeals on February 27, 1935, declared in *Monument Garage Corporation vs. Levy* (in part) “The argument is advanced, however, that the ordinance does not apply to vacant land. The word ‘premises’ has a broad significance. We may not disregard it. The intent that the Zoning Resolution should apply to every user whether of buildings or land, in a ‘use district’ clearly appears from the express terms of the resolution, and is instinct in many of its separate clauses. Here there is no room for construction. The ordinance must be applied in accordance with its letter and spirit.” 149 Misc. 791, 268, N.Y.S. 213, 266 N.Y. 339, 194 N.E. 848 (1935).

Mr. Edward M. Bassett in “Zoning”, page 190, states “The word ‘premises’ was introduced in the New York

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City building zone resolution in provisions such as 'No building or premises shall be used'. It would have been better to use the word "land". "Premises" has been copied in many ordinances and is always understood to mean land." He cites among others the above case of Monument Garage Corporation vs. Levy as the judicial authority.

Section 6 paragraph (b) of the Zoning Resolution was added effective December 18, 1940, in response to a request that the Zoning Resolution should state that a lawfully established use existing subsequent to the adoption of the Zoning resolution could be continued. The language of this paragraph (b) is as follows:

"Any use existing in any building or premises lawfully established subsequent to July 25, 1916, and not conforming to the regulations of the use district in which it is maintained, may be continued therein except as provided in section 21A."

It should not be necessary to point out that the continuance of non-conforming uses existing prior to July 25, 1916, is provided for in section 6 (a).

The use of the word "lawfully" in paragraph (b) was inserted advisedly because of the provision in section 22 requiring a certificate of occupancy as an evidence (prerequisite) of lawful use. Lest the decision in Boardwalk and Seashore Corporation vs. Board of Standards and Appeals in July, 1941, be interpreted as permitting a deferment of the requirement in section 22 that a certificate of occupancy shall be obtained prior to use of the building or premises, it has been proposed to add the words that are inherent in the present provision so that section 6, paragraph (b) would read:

"Any use existing in any building or premises lawfully established subsequent to July 25, 1916, *pursuant to a certificate of occupancy*, and not conforming to the regulations of the use district in which it is maintained, may be continued therein except as provided in section 21A."

This proposed amendment changes the law in no way. It merely clarifies the intent to obviate what might be construed as a ruling of the Court of Appeals that an application for a certificate of occupancy can be indefinitely deferred in clear contravention of the express provision of section 22.

BUILDING IN THE BED OF MAPPED STREETS

It has not been generally understood that permits could not be lawfully issued for buildings or uses in the bed of mapped streets, even where land for such mapped streets is still in private ownership and not as yet acquired by the City without a variance granted by the Board of Standards and Appeals.

Licensed City Surveyors and the Topographical Departments of the several Boroughs should exercise care in certifying to mapped conditions inasmuch as the administrative departments and owners rely on such information and, accordingly, it should be correct and in conformity with the City Map.

The Commissioner of the Department of Housing and Buildings has adopted a desirable regulation in an effort to avoid errors. This regulation was published in the City Record on December 4, 1942, and reads as follows:

"Department of Housing and Buildings.
Regulation Relating to Property Survey
(Filed with City Clerk November 30, 1942)

A real property survey required to be filed in connection with an application for approval of a proposed new building or other structure or a proposed addition to an

existing building or other structure shall clearly indicate any mapped street or streets in the bed of which the proposed construction or any part thereof would be located and any building line or lines of such property which would be re-located if any proposed street widening or mapped street indicated on the City Map were effected.

The width of each street on which the property fronts and the width of each such street, which is indicated on the City Map as proposed, shall be clearly indicated on the survey.

Such surveys shall be by a City Surveyor or other licensed surveyor.

This rule shall be effective November 23, 1942.

WILLIAM WILSON, Commissioner."

Procedure as to obtaining permission to build within the bed of a mapped street is established by Section 35 of the General City Law, which became effective April 30, 1926, by the adoption by the Legislature of this section by Chapter 690 of the Laws of 1926. The section reads as follows:

"Section 35. *Permits for building in bed of mapped streets.* For the purpose of preserving the integrity of such official map or plan no permit shall hereafter be issued for any building in the bed of any street or highway shown or laid out on such map or plan, provided, however, that if the land within such mapped street or highway is not yielding a fair return on its value to the owner, the board of appeals or any other similar board in any city which has established such a board having power to make variances or exception in zoning regulations shall have power in a specific case by the vote of a majority of its members to grant a permit for a building in such street or highway which will as little as practicable increase the cost of opening such street or highway, or tend to cause a change of such official map or plan, and such board may impose reasonable requirements as a condition of granting such permit, which requirements shall inure to the benefit of the city. Before taking any action authorized in this section, the board of appeals or similar board shall give a hearing at which parties in interest and others shall have an opportunity to be heard. At least fifteen days' notice of the time and place of such hearing shall be published in an official publication of said city or in a newspaper of general circulation therein. Any such decision shall be subject to review by certiorari order issued out of a court of record in the same manner and pursuant to the same provisions as in appeals from the decisions of such board upon zoning regulations."

PUBLIC HEARINGS

Tuesdays, at 10 a. m. and 2 p. m.

Special meetings as published in this Bulletin.

All hearings are held in Room 1013, Municipal Building, Borough of Manhattan.

HOURS OF CONSULTATION

10 A. M. to 1 P. M.

Any person desiring to consult the chairman or the engineers, pertaining to the work of the board, will be seen only between the hours of ten in the morning and one in the afternoon—Saturdays excepted.

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DOCKET

New Cases Filed up to December 29, 1942.

Cal. No. Dept. Premises Affected.

894-42-S—H.B.Q.—38-27 30th street, east side, 197.59 ft. south of 38th avenue (Block No. 383, Lot No. 2), Long Island City, Borough of Queens, Alt. 2054-42.

895-42-A—H.B.B.—1381 East 23rd street, east side, 90 ft. north of Avenue N (Block No. 7659, Lot No. 11), Borough of Brooklyn, Alt. 3542-42.

896-42-A—F.D.—255 Jackson avenue, west side, 20 ft. north of East 138th street (Block No. 2567, Lot. No. 30), Borough of The Bronx, Decision.

897-42-BZ—H.B.B.—1502-1508 Newkirk avenue and 589-603 East 15th street (Marlborough road), southeast corner (Block No. 5236, Lot. No. 1), Borough of Brooklyn, B.N. 3177-42.

898-42A—F.D.—358 East 145th street, south side, 91.41 ft. east of Third avenue (Block No. 2306, Lot No. 66), Borough of The Bronx, 14203-L.F. and Decision.

899-42-A—H.B.M.—154-166 East 50th street and 753-759 Seventh avenue, southeast corner (Block No. 1002, Lot No. 61), Borough of Manhattan, Misc. 2063-42.

900-42-A—F.D.—384 Water street, north side, 49 ft. 10 in. east of Oliver street (Block No. 251, Lot No. 52), Borough of Manhattan, Decision.

901-42-S.M.—Onyx Fireproof S P Compound manufactured by Onyx Oil and Chemical Company, Material.

902-42-S—H.B.Q.—57-09 59th street, east side, 25 ft. south of Maspeth avenue (Block No. 2692 Lot Nos. 6 and 9), Maspeth, Borough of Queens, Alt. 2014-42.

903-42-S—H.B.Bx.—829-845 Eagle avenue, west side, 50 ft. north of East 159th street (Block No. 2619, Lot No. 27), Borough of The Bronx, Amendment to Alt. 600-42.

904-42-SM—Flame-Pruf Solution manufactured by Giovanni Fiore, Material.

905-42-SM—ANTI-FROST Solution manufactured by Giovanni Fiore, Material.

906-42-A—F.D.—57-59 Prince street and 273 Lafayette street, northeast corner (Block No. 510, Lot. No. 30), Borough of Manhattan, 32587-L.C. and Decision.

907-42-SM—VON DUPRIN Fire and Panic Exit Bolts or Devices, Types A, A2, B2, C2, E, F, H, J, K, L, Q, S, U, V1, X and Y, manufactured by Von Durprin Division, Vonnegut Hardware Company, Material.

DESIGNATIONS: H.B.—Department of Housing and Buildings; H.B.B.—Department of Housing and Buildings, Brooklyn; H.B.M.—Department of Housing and Buildings, Manhattan; H.B.Q.—Department of Housing and Buildings, Queens; H.B.R.—Department of Housing and Buildings, Richmond; H.B.Bx.—Department of Housing and Buildings, Bronx; H.D.—Health Department, and F.D.—Fire Department.

RULES

Last Publication in Bulletin

Blended Cements, Rules for Testing and Use of	Nov. 24, 1942—Vol. 27, No. 47
Carbon Dioxide Liquefier, Rules	Mar. 10, 1942—Vol. 27, No. 10
Certificates of Occupancy, approved form	Nov. 25, 1941—Vol. 26, No. 47
Concrete Flat Slabs, Rules	July 13, 1937—Vol. 22, No. 28
Concrete Masonry Units, Rules for Manufacture, Testing and Use of	June 24, 1941—Vol. 26, No. 25
Concrete Rules (Hydrated Lime)	Aug. 3, 1937—Vol. 22, No. 31
Elevator Rules	Mar. 3, 1936—Vol. 21, No. 9
Exit Rules (Revolving Doors)	June 15, 1937—Vol. 22, No. 24
Factory Exit Rules	Nov. 17, 1942—Vol. 27, No. 46
Fire Alarm Rules (Interior)	Apr. 7, 1942—Vol. 27, No. 14
Fire Drill Rules	Aug. 4, 1942—Vol. 27, No. 31
Fire-resistant, Flameproof Materials, etc., Rules for Testing of	Dec. 15, 1942—Vol. 27, No. 50
Fire Retarding Rules for Garages, etc.	Dec. 16, 1941—Vol. 26, No. 50
Fireproof Wood, Testing of	Apr. 13, 1937—Vol. 22, No. 15
Frame Garages, Ruling for	Jan. 21, 1919—Vol. 4, No. 3
Fusion Welding and Gas Cutting Rules	Jan. 5, 1943—Vol. 28, No. 1
Gas Shut-Off Rules	Apr. 7, 1925—Vol. 10, No. 14
Hatchway Protection	June 5, 1928—Vol. 13, No. 23
Insulating Fire Board Rules	Sept. 22, 1942—Vol. 27, No. 38
Oil Burner Rules	Sept. 1, 1942—Vol. 27, No. 32
Opening Protective Assemblies, Rules for Inspection of	July 28, 1942—Vol. 27, No. 30
Paint, Varnish and Lacquer Spraying Rules	Sept. 8, 1942—Vol. 27, No. 36
Platform Trucks, Specifications for	Nov. 24, 1936—Vol. 21, No. 47
Plumbing Rules	Aug. 3, 1937—Vol. 22, No. 31
Plumbing Rules (Submerged Inlets; Protective Methods to Prevent Contamination of Water Supply)	Dec. 15, 1942—Vol. 27, No. 50
Procedure, Rules of	Sept. 7, 1937—Vol. 22, No. 36
Refrigerating Systems, Extract A.C.	Aug. 26, 1941—Vol. 26, No. 34
Smoking in Factories, Rules for	Dec. 8, 1942—Vol. 27, No. 49
Sprinkler Rules	June 29, 1937—Vol. 22, No. 26
Standpipe Fireline Rules	June 8, 1937—Vol. 22, No. 23
Structural Alterations, Reporting	June 7, 1932—Vol. 17, No. 23
Tank Trucks, Fuel Oil, etc.	Nov. 24, 1936—Vol. 21, No. 47
Tank Trucks, Gasoline, etc.	Nov. 24, 1936—Vol. 21, No. 47
Wire Glass Rules (Amendment to Rule 505 of Industrial Code)	Apr. 10, 1923—Vol. 8, No. 15

LIST OF APPROVED APPLIANCES

Last Publication in Bulletin

Anti-Siphon Valves	Nov. 25, 1941—Vol. 26, No. 47A
Fireline Hose Valves	Nov. 25, 1941—Vol. 26, No. 47A
Fuel Oil Burners for Domestic and Commercial Use	Nov. 25, 1941—Vol. 26, No. 47A
Fuel Oil Pipe Terminals	Nov. 25, 1941—Vol. 26, No. 47A
Fuel Oil Burners for Industrial Use	Nov. 25, 1941—Vol. 26, No. 47A
Fuel Oil Pumps	Nov. 25, 1941—Vol. 26, No. 47A
Gas Heaters	Nov. 25, 1941—Vol. 26, No. 47A
Paint, Varnish and Lacquer Spraying equipment	Nov. 25, 1941—Vol. 26, No. 47A
Range Oil Burners and Space Heaters	Nov. 25, 1941—Vol. 26, No. 47A
Vacuum Breakers	Nov. 10, 1942—Vol. 27, No. 45

JANUARY 5, 1943, 10 A.M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolutions, *Tuesday morning, January 5, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

382-42-BZ—Application, May 11, 1942, under section 7h of the zoning resolution, of Ervin Palmer, applicant, on behalf of General Baking Company, owner (C Solomon Mayer, lessee), to permit in a residence use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 530-540 East 81st street and 28-34 East End avenue, southwest corner (Block No. 1577, Lot No. 27), Borough of Manhattan.

749-42-BZ—Application, October 22, 1942, under sections 7h and 21 of the zoning resolution, of Henry Nordheim, applicant, on behalf of Sarah Shapiro, owner, to permit in a residence use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 756 St. Nicholas avenue, east side, 437 ft. 8 in. south of West 150th street (Block No. 2053, Lot No. 125), Borough of Manhattan.

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45-42-BZ—Application, January 20, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Samuel Schenkel, owner, to permit in a business use district, the alteration of and also the erection of a new accessory building on an existing gasoline service station; premises 4313-4323 Fourth avenue and 401-405 44th street, northeast corner (Block No. 729, Lot No. 1), Borough of Brooklyn.

426-42-BZ—Application, May 25, 1942, under sections 7f and 7h of the zoning resolution, of Nathan Weissberg, applicant, on behalf of Lenore Realty Corporation, owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 695-699 Utica avenue, east side, 50 ft. south of Clarkson avenue (Block No. 4637, Lot No. 44), Borough of Brooklyn.

587-42-BZ—Application July 22, 1942, under section 21 of the zoning resolution, of Michael Glick, applicant, on behalf of Dorothy R. Siegal, owner, to permit in a business use district, the conversion of occupancy of part of an existing building to a motor vehicle repair shop; premises 551 East 149th street and 555 St. Ann's avenue, northwest corner (Block No. 2276, Lot No. 57), Borough of The Bronx.

810-42-BZ—Application, November 18, 1942, under sections 7a, 7c and 21 of the zoning resolution, of Abraham Farber, applicant, on behalf of Menford Realty Corporation, owner, to permit in a residence use district, the alteration and extension of a factory building—by the erection of a third (3rd) story; premises 1-27 Montauk avenue and 3144-3166 Atlantic avenue, southeast corner and 2-40 Milford street (Block No. 3976, Lot Nos. 25 to 48, inclusive), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

JANUARY 5, 1943, 2 P. M.

Appeals from Administrative Decisions.

887-42-A—29-48 Hunters Point avenue, southwest corner of 30th street (Block No. 292, Lot No. 28), Long Island City, Borough of Queens.

888-42-A—29-48 Hunters Point avenue, southwest corner of 30th street (Block No. 292, Lot No. 28), Long Island City, Borough of Queens.

843-42-S—4410-4414 Park avenue, northwest corner of East 181st street (Block No. 3037, Lot No. 35), Borough of The Bronx.

804-42-A—41-06 DeLong street, west side, 6 ft. east of Port Washington Division of Long Island Railroad (Block No. 5066, Lot No. 255), Flushing, Borough of Queens (under section 35, General City Law—re bed of mapped street—41st avenue).

385-42-A—165 West 46th street and 1560 Broadway, east side, 40 ft. north of West 46th street (6th floor); (Block No. 999, Lot No. 3), Borough of Manhattan (reopened December 22, 1942).

664-42-A—1155-1205 Manhattan avenue and 93-99 Commercial street, northwest corner (Building No. 1—5th floor); (Block No. 2472, Lot No. 350), Borough of Brooklyn.

846-42-A—43-22 Queens street, west side, 200 ft. south of Jackson boulevard (Block No. 266, Lot No. 3), Long Island City, Borough of Queens.

847-42-S—43-22 Queens street, west side, 200 ft. south of Jackson boulevard (Block No. 266, Lot No. 3), Long Island City, Borough of Queens.

872-42-A—43-22 Queens street, west side, 200 ft. south of Jackson avenue (boulevard) and 43-17 Dutch Kills street (Block No. 266, Lot No. 3), Long Island City, Borough of Queens.

894-42-S—38-27 30th street, east side, 197.59 ft. south of 38th avenue (Block No. 383, Lot No. 2), Long Island City, Borough of Queens.

812-42-A—27-01 Bridge Plaza North, north side, from 27th to 28th streets and 41-35 27th street (5th floor); (Block No. 416, Lot Nos. 10 and 19), Long Island City, Borough of Queens.

867-42-A—373 Lexington avenue, and 128 East 41st street, southeast corner (Block No. 1295, Lot No. 50), Borough of Manhattan.

JANUARY 12, 1943, 10 A.M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday morning, January 12, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

539-42-BZ—Application of Edwin H. Thatcher, applicant, on behalf of Polytechnic Institute of Brooklyn, owner, reopened and restored to calendar, December 8, 1942, under section 7h of the zoning resolution, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles (previously withdrawn re Lot Nos. 11 and 22); premises 275-299 Fifth street, north side, 97 ft. 10½ in. east of Fourth avenue (Block No. 984, part of Lot No. 11), Borough of Brooklyn.

87-42-BZ—Application of AAA Properties, Incorporated, applicant and owner, reopened December 8, 1942 by order of the court—re Application, previously denied by the Board, under section 7h of the zoning resolution, to permit partly in a business use and partly in an unrestricted use district, for a temporary period of not more than two (2) years, the parking and storage of more than five (5) motor vehicles; premises 3856-3872 Ninth avenue, west side, between West 206th and West 207th streets (Block No. 2203, Lot No. 21), Borough of Manhattan.

577-42-BZ—Application, July 15, 1942, under section 7c of the zoning resolution, of George H. Cohn, applicant, on behalf of Crew Levick Corporation, owner (Joseph E. Johnston, lessee), to permit partly in a business use and partly in a residence use district, the extension of an existing gasoline service station for parking of more than five (5) motor vehicles; premises 1 Bay Ridge avenue and 6833 Shore road, northeast corner (Block No. 5859, Lot Nos. 10 and 12), Borough of Brooklyn.

1261-39-BZ—Application of Lama and Proskauer, applicants, on behalf of Gulf Oil Corporation, owner, reopened May 26, 1942, under section 7c of the zoning resolution, to permit partly in a business use and partly in a residence use district, the parking and storage of more than five (5) motor vehicles upon a plot occupied as a gasoline service station (previously withdrawn); premises 2701-2711 Fort Hamilton parkway and 1358-1368 Prospect avenue, northwest corner (Block No. 5284, Lot No. 64), Borough of Brooklyn.

284-42-BZ—Application, April 7, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of North American Oil Corporation, owner (Matt David, lessee), to permit in a business use district, upon a plot occupied as a gas station and individual garages, the erection and maintenance of a building to be occupied as a garage for more than five (5) motor vehicles, lubritorium, dressing rooms and office and the use of the remainder of the plot as a gasoline service station; premises 1672-1680 86th street, southeast corner of Bay 14th street (Block No. 6365, part of Lot No. 33), Borough of Brooklyn.

567-41-BZ—Application, June 23, 1941, under section 21 of the zoning resolution, of Maurice Epstein and Irvin J. Berger, applicants, on behalf of Red Estates, Incorporated, owner, to permit in a residence use district, the erection and maintenance of a business building (stores); premises 72-92

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to 72-98 Calamus avenue, southwest corner of 74th street (Block No. 2485, Lot No. 36), Maspeth, Borough of Queens.

176-38-BZ—Application of Lama and Proskauer, applicants, on behalf of Regis Holding Corporation, owner (Katherine Sessano, lessee), reopened September 9, 1942, under section 7e of the zoning resolution, to permit in a business use district, for a term of two (2) years, the maintenance of an auto wrecking yard (previously dismissed for lack of prosecution in re maintenance of a junk yard); premises 686-700 Herkimer street and 22-30 Utica avenue, southwest corner (Block No. 1707, Lot Nos. 46, 47 and 48), Borough of Brooklyn.

667-42-BZ—Application, September 11, 1942, under section 7h of the zoning resolution, of Henry George Greene, applicant, on behalf of Leo Uliano, owner, to permit in a residence use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 417 79th street, north side, 125 ft. east of 4th avenue (Block No. 5970, Lot No. 79), Borough of Brooklyn.

514-42-BZ—Application, June 27, 1942, under sections 7f, 7h and 21 of the zoning resolution, of Arthur H. Haaren, applicant, on behalf of Pennsylvania Railroad Company, owner (Kesbec, Incorporated, lessee), to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 39-11 to 39-33 Skillman avenue, north side, 100 ft. east of 39th street (Block No. 183, part of Lot No. 1), Long Island City, Borough of Queens.

669-42-BZ—Application, September 11, 1942, under sections 7f and 21 of the zoning resolution, of Wing Holding Corporation, applicant and owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 40-11 Skillman avenue, north side, 545.51 ft. west of 43rd street (Block No. 183, Lot No. 290), Long Island City, Borough of Queens.

987-41-BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kiesewetter, applicant, on behalf of The Texas Company, owner, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station; premises 736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn.

Appeal from Administrative Decision.

792-42-A—796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn, Misc. 8575-41.

HARRIS H. MURDOCK, *Chairman.*

JANUARY 12, 1943, 2 P. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday afternoon, January 12, 1943*, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

617-42-BZ—Application, August 12, 1942, under section 7c of the zoning resolution, of John F. Payne, applicant, on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the erection and maintenance of a new accessory (lubritorium) building on an existing gasoline service station; premises 1979 East 177th street, northwest corner of Pugsley avenue (Block No. 3794, Lot No. 50), Borough of The Bronx.

Appeals from Administrative Decisions.

722-42-A—2515 Grand Concourse, west side, 106.34 ft. north of East Fordham road (Block No. 3167, Lot No. 76), Borough of The Bronx.

803-42-A—786 First avenue, 400 East 44th street, southeast corner and north side of East 43rd street, 150 ft. east of First avenue (Block No. 1355, Lot No. 7), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman.*

JANUARY 19, 1943, 10 A. M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday morning January 19, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

480-37-BZ—Application of John R. Davies, applicant, on behalf of Wendel Foundation and Phelps Estate, Incorporated, owners (Arco Stations, Incorporated, lessee), reopened December 15, 1942 for consideration as to extension of permit (said permit having expired by limitation)—re Application, previously granted on condition, under section 7h of the zoning resolution, permitting partly in a business use and partly in an restricted use district, for a temporary period of two (2) years, the transient parking of more than five (5) motor vehicles; premises 21-25 Union Square West, west side, 52 ft. north of East 15th street (Block No. 843, Lot Nos. 22 and 25) Borough of Manhattan.

743-42-BZ—Application, October 19, 1942, under section 7f of the zoning resolution, of Sidney H. Kitzler, applicant, on behalf of Estate of D. J. Leary (Arthur Leary, Executor) and John Teague, owners, (John Teague, lessee), to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 51-59 Maujer street and 451-457 Lorimer street, northwest corner (Block No. 2785, Lot Nos. 32, 35 and 36), Borough of Brooklyn.

370-42-BZ—Application, May 7, 1942, under sections 7f and 7h of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Sabron Corporation, owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 9233-9251 Fourth avenue, east side, 128 ft. 3 $\frac{7}{8}$ in. north of 94th street and 9232-9248 Fifth avenue (Block No. 6108, Lot Nos. 7, 9, 11 and 12), Borough of Brooklyn.

203-41-BZ—Application, March 10, 1941, under sections 7c and 21 of the zoning resolution of Herman Kron, applicant, on behalf of Rosebeck Holding Corporation, owner, to permit in a residence use district, the conversion of occupancy of part of an existing public garage to retail stores; premises 1526 Grand Concourse, east side, 377.44 ft. south of Mt. Eden avenue and 1541 Sheridan avenue (Block No. 2821, Lot Nos. 11 and 65), Borough of The Bronx.

730-42-BZ—Application, October 9, 1942, under section 7c of the zoning resolution, of Joseph A. Byrne, applicant, on behalf of Continental Baking Company, owner, to permit partly in a business and partly in an unrestricted use district, the alteration and conversion of occupancy of part of an existing building from retail cake salesroom to garage for more than five (5) motor vehicles; premises 141-155 Middleton street, north side, and 168-178 Lynch street, south side, 200 ft. east of Harrison avenue (Block No. 2237, Lot Nos. 19 and 44), Borough of Brooklyn.

786-42-BZ—Application, November 10, 1942, under section 7e of the zoning resolution, of Chester A. Cole, applicant, on behalf of O. J. Heinzmann, owner, to permit for a term of two (2) years, partly in a residence use and partly in a local retail use district, the alteration and conversion of occupancy of an existing building to a factory (tool shop); premises 8 Crabtree avenue, southwest corner of Bloomingdale road (Block No. 7092, Lot No. 61), Rossville, Borough of Richmond.

HARRIS H. MURDOCK, *Chairman*

CALENDAR

JANUARY 19, 1943, 2 P. M.

Appeal from Administrative Decisions.

791-42-A—165 West 71st street, north side, 130 ft. 5 in. east of Broadway (Block No. 1143, Lot No. 7½), Borough of Manhattan.

FEBRUARY 2, 1943, 2 P. M.

Appeal from Administrative Decision.

758-42-A—316 South 5th street, south side, 80 ft. west of Rodney street (Block No. 2461, Lot No. 12), Borough of Brooklyn.

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BOARD OF STANDARDS AND APPEALS

94-39-SM.

APPLICANT—Western Concrete Pile Corporation.

SUBJECT—Drilled-In Caisson as installed by the Drilled-In Caisson Corporation, approval of.

APPEARANCES—

For Applicant: H. P. Burrell.

ACTION OF BOARD—Material approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn 4
Negative: 0

THE RESOLUTION (94-39-SM)

WHEREAS, The Western Concrete Pile Corporation, filed on January 24, 1939, an application with the Board of Standards and Appeals for approval of the design and method of construction known as the Drilled-In Caisson as installed by the Drilled-In Caisson Corporation; and

WHEREAS, this application was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

December 3, 1942

Re: Cal. No. 94-39-SM

Subject: Drilled-In Caisson as installed by the Drilled-In Caisson Corporation, approval of.

The Western Concrete Pile Corporation of New York and Chicago, Illinois, filed an application with the Board of Standards and Appeals for approval of their design and method of construction, known as the Western Foundation Company's "Drilled-In Caisson" under the requirements of C26-178.0,b and such other provisions of the Administrative Building Code as are applicable and herein covered.

The Administrative Building Code in its present form applies only in part to the subject matter of this report as the type of construction herein proposed was not previously contemplated by its framers. Where basic references to specific provisions of the Administrative Building Code do not cover the subject matter, the claims are made and the justification for them are set up so as to give substance to the recommendations which are made.

DESCRIPTION OF "DRILLED-IN CAISSON"

The "Drilled-In Caisson" is an extension of the superstructure to bed rock and the anchorage of it therein, and designed to carry all types of stress which may be in the superstructure whether torque, tension or compression.

A "Drilled-In Caisson" consists of a structural unit which transfers the load from the building columns through the soil overlying bedrock, and into a socket drilled in the bedrock (See Figure 1). Essentially the construction consists of three parts:

1. A column cap designed to transfer the load from the super-structure to the "Drilled-In Caisson."

2. A caisson-pier consisting of a steel shell in which may be placed a steel core, usually an H-section, encased in concrete and designed to act as a composite column or pier, which transmits the load from the base of the super-structure into sound rock bearing-stratum.
3. A "rock socket" filled with concrete for distributing the load from the caisson pier to the bedrock, through direct bearing on the base of the socket and through bond between the concrete filling and the rock surface surrounding the perimeter of the socket.

MATERIAL SPECIFICATONS

The materials used in the Drilled-In Caissons are as follows:

- (a) The caisson shell, 24" to 30" O.D., is of grade "C" pipe conforming to the specifications of the American Petroleum Institute for seamless or welded steel pipe with a minimum Y.P. of 45,000 p.s.i. and minimum ultimate of 75,000 p.s.i. and with a minimum elongation of 20% in a 2" sample. The minimum shell thickness is to be not less than ⅜ inch. The caisson is fitted with a high carbon tool-steel cutting shoe welded around the entire circumference of the lower end of the caisson shell.
- (b) Structural steel shapes for use as cores and bases comply with the specification requirements of C26-317.0 and of such shapes to allow adequate fastening of adjoining sections.
- (c) Concrete to be used as fill consists of controlled concrete of not less than 3500 lbs. per sq. in. compressive strength (28 days) with a slump of not less than 4" nor more than 6", complying with C26-364.0 as amended by Local Law No. 149, approved August 21, 1939. Such concrete after pouring is internally vibrated to insure the absence of voids and cavities.
- (d) All welding shall comply with the Board's "Fusion Welding and Gas Cutting Rules." All steel bars used for reinforcement shall comply with C26-316.0.
- (e) Where lengths of pipe or core are to be attached to each other, all bearing surfaces at such connections are to be milled or ground to insure full bearing and securely attached by adequate welding.

CONSTRUCTION OF "DRILLED-IN CAISSON"

A guide frame is placed at the predetermined location of the caisson, and the caisson-shell and shoe are driven within this frame until the cutting shoe penetrates into solid rock. The loosened material in the caisson-shell is removed from time to time as the work progresses.

When the shoe is on rock, cable-operated drilling tools are introduced and a socket of slightly less than the inside diameter of the caisson is drilled in the rock. If the rock is weathered or otherwise unsound, the socket is reamed and the shell driven until sound rock is reached and water is sealed off by a drive-fit, pressure grouting, or a combination of both so as to

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solidly seal all rock seams and fissures. The socket is then thoroughly cleaned and dewatered before depositing either grout or concrete. A socket, of the depth required by its apportioned load is drilled into the sound rock stratum which can be inspected by personal inspection of a man lowered from the ground surface.

A 1:2 grout with not more than a 4" nor less than 2" slump is then introduced to cover the bottom of the rock socket to a depth of not less than 18", in which material the steel core when required to be used, is embedded well before initial set takes place. Where the load is such as to require a structural steel core, such core is placed in the caisson and firmly held in position while the socket and shell are being filled with concrete. This combination acts as a composite column section with a restraining steel shell evaluated in accordance with the relative elastic properties of the component material and according to accepted engineering analysis. The cap section is then constructed to meet conditions as required at the base of the structure.

Where no core is required, a cage type anchorage reinforcement having steel equivalent to the steel in the shell is provided in the proper lengths to transmit the loads by bond extending from the bottom of the socket so as to distribute the load into the rock.

INSTALLATION OF CAISSON

The method of installing these caissons is adapted from the technique employed in drilling deep oil wells. The equipment developed and the procedure employed

make it possible to penetrate any soil to and into bed-rock resulting in greater exactitude in positioning and alignment of the driven caisson. When rock boulders are encountered special equipment is utilized and they are moved completely out of the way or disintegrated by crushing.

This type of foundation is a caisson with structural features as follows:

The bottom-bearing in the rock stratum can be personally inspected and positive information as to the nature and condition of the rock may be obtained.

No portion of the load is considered to be transferred to the strata above the rock by skin friction. "Drilled-In Caissons" are all carried below the surface of the rock.

As load is transferred from the caisson to the rock through the walls of the rock-socket, the unit load on the rock can be reduced by deepening the rock-socket, thus providing greater area for bond. Since the caisson occupies little more space than the building column, it can generally be placed directly below it, thus eliminating the need for cantilevers. The cutting shoe can be kept well ahead of excavating inside the pipe so that no more soil is removed than would fill the shell, thus minimizing soil settlements in the neighborhood. No workman or inspector has to enter the caisson until it has been water-sealed, cleaned and the air tested for gases qualitatively. As the pouring of the concrete takes place, the weight of the material above causes a hydrostatic pressure on the wet concrete thus pressing it tightly against the wall of the rock socket, the shell and core, and this combined pressure and moisture remain as the concrete sets thus minimizing shrinkage and insuring not only good bond but also good concrete.

The strength of concrete cured without being allowed to dry out increases with age because of slow progressive hydration; at the age of 3 years, for example, the strength is reported to be at least double that at the conventional 28 days, by which working stresses are determined. This increase in strength would tend to make the steel pipe unnecessary, either as vertical reinforcement or spiral hooping. When the concrete thoroughly dries out, there is no further increase in strength.

TEST DATA

A test on a 12" "Drilled-In Caisson" was made in 1936 at the site of the Municipal Garage, 56th Street and 12th Avenue, New York City, for the Department of Sanitation (New Building Application No. 128-36). The test was witnessed by engineers of the Department of Sanitation as well as a Committee appointed by the American Society of Civil Engineers, consisting of Messrs. George L. Freeman of Moran, Proctor & Freeman; N. A. Richards of Purdy & Henderson Associates, Inc.; and John W. Pickworth of Weiskopf & Pickworth. The following results were reported by that Committee:

1. That the caisson, approximately 44' long with 6" H-beams, 15.5 p. f. used as core, carried a load of 414 tons with a resulting settlement of .08 of an inch.
2. The bond between the rock and concrete was tested in tension to 386 lbs. per sq. in. without any sign of failure.

The Committee on Tests inspected "Drilled-In Caisson" work being carried out on the banks of the Cuyahoga River in Cleveland, Ohio (known as the Carter Road Bridge and the Upper West Third Street Bridge), and inspected a finished socket 6' deep drilled in solid rock, 175' below the surface of the river, and found that the rock socket extended 6' below the cutting edge, the caisson being sealed by a drive-fit. The Committee on Tests at this time also saw the

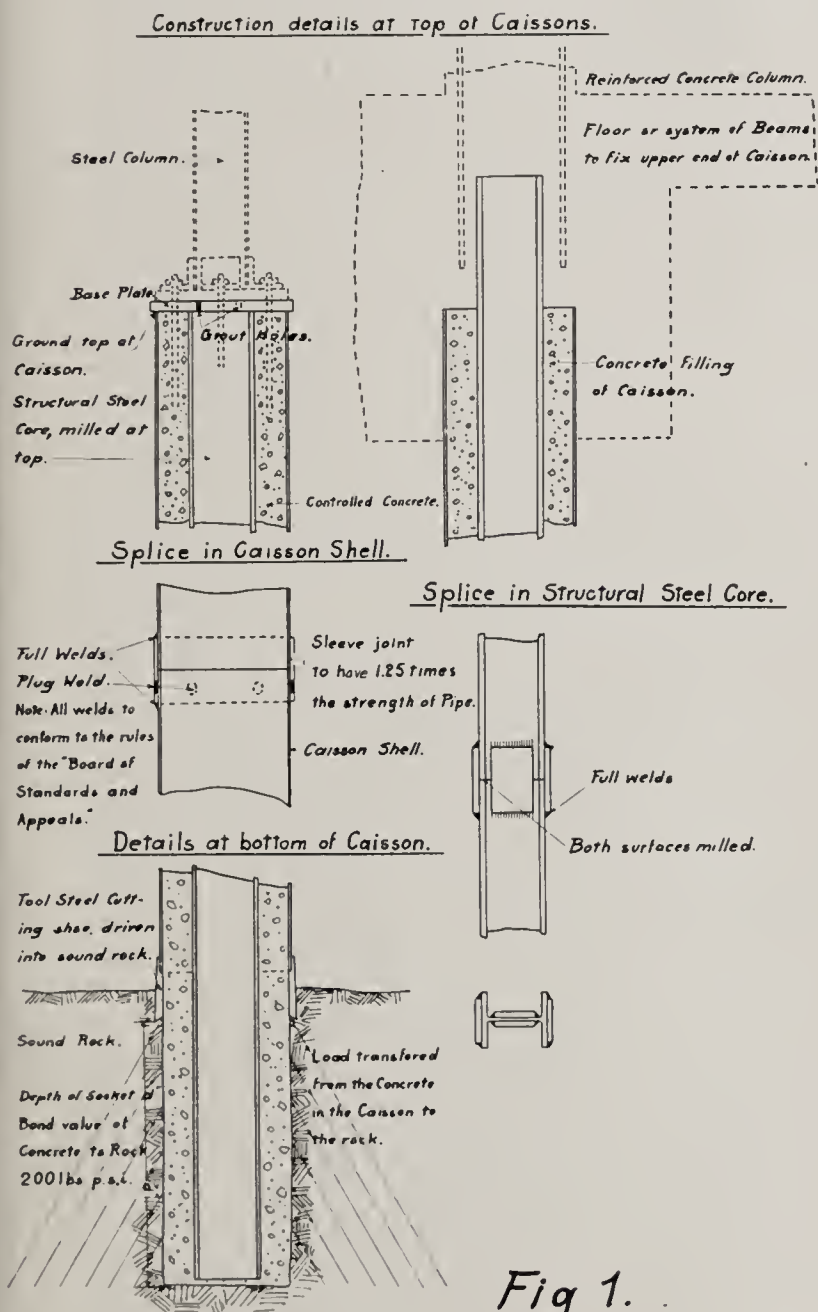


Fig 1.

Details of a "Drilled-In Caisson."

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installation of the caisson, the seating and sealing of the caisson into the rock and the drilling of the socket. There was no evidence of water leakage or obnoxious gas. It is apparent that easy inspection can be made of the nature and soundness of the rock. Further observations indicated that the caisson was straight and that in the particular one inspected, the deviation from the vertical was 2" for its length of 135' from the bottom of the coffer-dam to the base of the rock-socket.

GENERAL

To meet the questions raised by the Committee on Tests in consideration of the slenderness ratio and the lateral restraint offered by the soil, the applicant furnishes data of tests (filed herewith) conducted at the Ford Motor Company by Albert Kahn, Inc. These tests consisted of driving 12" 53-lb. H-sections, 116' long and 10" pipe with 1/4" wall, 116' long. Five H-sections, loaded to an average of 270 tons respectively showed no failure below ground, the portions above grade (varying from 2 1/2 to 5') buckling in the flanges, indicating failure as short columns. Seven of the 10" pipe piles, driven into the earth were loaded up to 400 tons and showed no failure below the ground or as short columns above ground.

In the tests previously mentioned, conducted for the Sanitation Department, a 12" pipe 45' long was loaded to 420 tons and showed no failure as a short column above grade.

Messrs. Weiskopf and Pickworth contend that "a composite column of this type, surrounded by soil, offers no possibility of buckling below grade and a true axial column requires no support from the soil to prevent buckling." However, in order to ascertain what support would be required, they offer a hypothesis in which they assume that the "Drilled-In Caisson" has a curvature such that its center is one-half of one percent of the length (or 7 inches in a 120 foot length) away from the straight line connecting its ends, approximating conditions more severe than those that would be encountered on actual construction. Completely neglecting the resistance of the caisson itself to buckling, the pressure on the soil required to hold such a column in line would be only 275 lbs. p.s.f., a stress quite inconsequential in magnitude."

Such long columns dictate consideration of the slenderness ratio, and here the New York City Code gives specific help in deciding the maximum unbraced length of column that need be taken into account, viz:

"Sec. C26-410.0 Concrete Filled Steel Piles.

a.2. Where the borings indicate that piles will be less than sixty feet in length, the minimum designed outside diameter of the tube shall be at least one-fortieth of the length. If such piles, as actually driven, exceed forty diameters in length, a one percent reduction in load shall be made for each diameter of excess length. Where borings indicate that the piles will be sixty or more feet in length, the minimum diameter shall be eighteen inches and the minimum shell-thickness shall be one-half of an inch, and any reduction from the allowable loading for the slenderness ratio may be omitted."

The purpose of this paragraph is obvious. It is to prevent the use of too slender pipe piles through soft yielding soil, and C26-410.0,a,2 sanctions the use of sections 18" in diameter driven to any depth without deductions based on slenderness ratio.

Mr. Chester L. Post states "The tests of the Drilled-In Caisson at the Municipal Garage and the behavior of long slender piles of all kinds indicate that soils of even low stability furnish adequate lateral support for piles or drilled caissons."

For further support, the applicant offers data on the foundations of the Ventilation Building for the vehicular tunnel shafts of the Holland Tunnel, which work was designed and supervised by Mr. Ole Singstad, and fully

described in the Engineering News-Record dated February 8, 1923, Page 242, Vol. No. 6. Here the 24" open end pipe caissons were driven through river silt to a depth of 250 feet below the river surface and afterwards cut off 70 feet below the river surface making the overall length 180 feet to bedrock. The design load on each caisson is 97 tons. This building has been up sixteen years without any reported signs of settlement.

It is not proposed that a Drilled-In Caisson be installed where soils do not offer adequate lateral resistance as may be determined by the Borough Superintendent. Where such restraint is not obtained, foundations of a type suitable to the conditions will be substituted.

A storehouse building No. 77 was completed at the Brooklyn Navy Yard in 1941 using the applicant's "Drilled-In Caisson." A total of 180 caissons were used, consisting of 30" O.D., 1/2" thick shells, varying from 125' to 157' in length with steel cores consisting of 14" wide flange I beams except the corners where 12" wide flange I beams were used, proportioned to carry 995 to 2545 kips per caisson. The building was designed to carry live loads on floors as follows:

1st floor	—	1,000 p.s.f.
2nd "	—	400
3rd "	—	400
5th "	—	250
6th "	—	250
7th "	—	250
8th "	—	150
9th "	—	150
10th "	—	150
11th "	—	150
12th "	—	75
13th "	—	100
14th "	—	75
14th " roof	—	40
15th "	—	75
15th " roof	—	40
16th " roof	—	40
16th " radio room floor	—	100
remainder		75
17th floor portions		225
remainder		100
18th floor portions		50
remainder		150
Penthouse roof		40

From a point of view of lateral restraint, the ground conditions at the waterfront of the Navy Yard can be deemed as being truly representative of the very difficult soil conditions that may be found in the New York City area.

Settlement readings were taken, the initial one being taken at the time the 7th floor slab concrete was poured and the last reading (of 8 series taken) was made when the building was in a completed stage with approximately 75 to 80% of the storage area in use with full occupation of the upper office floors. The maximum settlement on any Drill-In Caisson was .008' while some of the caissons indicated recovery up to .003' from the initial reading. It is interesting to note that caissons D9 and 10 designed to carry 2545 kips each gave settlement readings of .007' and .006', respectively (last readings taken), while caissons E9 and 10 designed to carry 2435 kips each gave settlement readings of .004' and .003', respectively. In the remaining caissons the loading varied between the ranges as given with settlement readings considerably lower than those given in the aforementioned cases. The results of these settlement readings give some indication as to the integrity of this type of caisson in foundation work for such loads and difficult sub-soil conditions as exist under the Navy Yard Warehouse.

The design formula and table of carrying capacities of caissons 24" to 30" in diameter with and without core are as follows:

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To determine the size of shell and core for a given load:

$$P = A_g (1200) + A_s (14,000) = \text{total load in lbs.}$$

A_g = Gross area of caisson in square inches

A_s = Sectional area of steel core in square inches and not to exceed 25% of the gross area.

The Navy design values computed from the above formula for such size caissons as are proposed herein to be used are as follows:

Outside diameter in inches	Load on concrete filled pipe	Maximum load on core ($A_g = \frac{1}{4} A_g$)	Total load P
24	541 K	1570 K	2111 K
26	638	2230	2868
28	739	2590	3329
30	848	2970	3818

In determining the distribution of load, carried by

both end bearing and rock bond in the socket, the following formula is used:

Portion of load (P_{skt}) carried by rock bond in socket=

The load (P) on the caissons less the load carried in end bearing ($A_g \times 850$) or

$$P_{skt} = P - (A_g \times 850)$$

To determine the depth of socket for any given load:

$$D = \frac{P - (A_g \times 850)}{b \times c}$$

where

D = depth of socket in inches

b = allowable bond between rock and concrete and taken as 200 p. s. i. in sound and hard rock

c = circumference of inside of socket in inches.

Since the filing of this application, the applicant has performed the following list of jobs using this type of caisson with data as to number of caissons, maximum load per caisson, length of caissons, nature of soil, diameter of caissons, depth of socket and nature of rock as follows:

TYPE OF CONSTRUCTION	General Storehouse	Power Station	Bridge	Office Building	Municipal Plant
Number of caissons.....	180	23	12	366	65
Max. load per caisson	2,800,000#	2,840,000#	1,740,000	600,000#*	1,500,000
Length of caissons (ft.).....	150	100	185	86	50
Subsoil	fill, clay, sand, boulders, peat	clay and sand	river silt, clay, sand, gravel	fill, sand, gravel, clay	misc. fill, clay, sand boulders
Diameter of caissons.....	30"	30"	30"	24"	24"
Socket	5' to 9'	4' to 8'	6'	1'	6'
Nature of rock.....	granodiorite	shale	shale	limestone	mica schist

* No steel core used.

Note: Other than General Storehouse, constructed at the Brooklyn Navy Yard, all are located outside of New York City.

DESIGN CONSIDERATIONS

(Based on Administrative Building Code)

The only municipality which has provided a basis for permitting the use of Drilled-In Caissons under the requirements of their building code is the City of Chicago, Illinois, appearing in Art. 3506, Chapter 36, on Foundation Columns, wherein a limit of 709,000 lbs. is permitted for a 24" pipe caisson or caisson-shell of ordinary steel with a $\frac{3}{8}$ " wall. When the yield point of the steel in the shell is 45,000 p.s.i., a load of 731,800 lbs. is permitted. Chapter 39 of this Building Code also applies to the caisson shell, the concrete filling and the structural steel core, which must conform to the provisions of Chapter 40, wherein the base compressive stress is set at 18,000 p.s.i.

The Drilled-In Caisson is a new departure in sub-grade work embodying a conception not previously contemplated by the framers of the Administrative Building Code. In the present code sections covering this type of construction, the wording of every paragraph was chosen in an effort to state with clarity and rigidity the consensus of the best available engineering opinions on all known types of construction and on all types of conditions that might be encountered in New York City. In order to apply the present provisions of the Code in so far as they are applicable and consistent with interpretations in accord with the true engineering purpose, the following analysis is taken as a basis of arriving at equitable design values. That the shell may be considered as both vertical and spiral reinforcement, guidance is taken from C26-404.0 (8.3.1.13) of the Administrative Building Code as a basis (quoted as follows).

"Foundation Piers.—a. The minimum diameter of

foundation piers shall be two feet and the method of their installation and construction shall be such as to provide for accurate preparation and inspection of their bottoms, and to insure sound concrete or other masonry.

b. The design of foundation piers shall be governed by the requirements of Art. 8 of this title, and Sections C26-412.0 through C26-509.0"

c. Where a pier is circular and entirely encased by a steel shell having a minimum thickness of three-eighths of an inch, such percentage of the shell thickness as corresponds with the efficiency of the vertical joint may be considered as the equivalent of an equal volume of the spiral reinforcement required by subdivision c of section C26-494.0. If horizontal joints are spliced, the shell may be considered as the vertical as well as the spiral reinforcement up to the efficiency of the horizontal joints in tension."

Considering such a foundation column with a minimum diameter of 24", a minimum wall thickness of $\frac{3}{8}$ ", wherein the vertical welded joint in the shell is made as strong as the caisson-shell and therefore may be considered as an equal quantity of spiral reinforcement (such joint designed to be 1.25 times as strong as the shell and composed of a tight-fitting sleeve welded to full contact with the lower section and reinforced with plug welds and welded around the entire circumference) the shell may be considered as both vertical and spiral reinforcement. The steel shell so used represents the perfect type of hooping as it is generally accepted that the smaller the pitch the more effective the spiral reinforcement and obviously a continuous length of circular pipe meets perfectly the requirements of C26-404.0 also and better resists any tendency towards lateral bursting.

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In C26-494.0 (8.5.26.1) the provisions of the design of reinforced concrete columns are provided. Section C26-494.0 (8.5.26.3) *c* reads as follows:

1. The permissible axial load on columns reinforced with longitudinal bars and closely spaced spiral hooping enclosing a circular core, shall be determined by the following formula:

$$P = A_c f_c (1 + 15p + 50p')$$
 where f_c does not exceed S_{15} or in any case 850 pounds.
2. The minimum longitudinal reinforcement shall be 0.0075 and the maximum 0.04 of the gross area of the column. The minimum volume of spiral reinforcement shall be 0.25 of the volume of the vertical reinforcement, but in any case at least 0.005 and at most 0.02 of the volume of the core.
3. The spiral reinforcement shall consist of cold drawn steel wire having a maximum diameter of five-eighths of an inch. The minimum clear space between wires shall be one inch.
4. The value of P shall be within the value of $A_g 2f_c$.

From the foregoing the maximum longitudinal reinforcement permitted for computation would be 0.04 of the gross area of the column equal to 18.08 s.i. for the 24" caisson. Allowing 1/16" of the thickness of the shell for rust the effective area would be 23.13 square inches. Vertical reinforcement is limited to .02 of the core or 9.01 square inches. Maximum pressure f_c is limited to 850 p.s.i. (S_{15}). The maximum load on such a column would be $P = 424 \times 850 (1 + 15 \times .04 + 50 \times .02) = 360,400 (2.6) = 937,040$ lbs. This is the load that the shaft would carry depending on the shell of the caisson and the concrete only.

In order to transmit greater loads through soft material to rock, composite columns have been used and guidance is taken from Section C26-494.0 (8.5.26.7) *g* reading as follows:

"g. Composite Columns. The permissible load on composite columns in which structural steel columns are thoroughly encased in concrete reinforced with between one-half and four percent of longitudinal steel and between one-half and two percent of spiral reinforcement shall be determined as follows:

1. The steel core shall be between four and twenty-five percent of the gross area of the column.
2. Loads carried by the steel core shall be transferred to it by positive structural means consisting of billets or brackets.
3. The unit stress on the steel section shall be within sixteen thousand pounds per square inch.
4. The $\frac{h}{R}$ ratio shall be within 120.
5. The diameter of the concrete core measured outside of the spiral shall be at least sixteen inches.
6. The structural steel column shall be at least three inches from the inside of the spiral at any point.
7. The steel column shall be solid or of the open section type.
8. The net area of concrete bounded by the outside of the spiral shall be at least that required to carry the total floor load of one or more stories above at a unit stress within

$$f_c (1 + 15p + 50p')$$

and the same load shall not stress the entire area of concrete beyond a unit stress equal to $2 f_c$.

9. The entire load carried by the steel and concrete shall not create an average unit stress, on an area equal to the total area of concrete plus the steel section, times (n), greater than $2 f_c$.

10. The entire load carried by the steel and concrete shall not create an average unit stress on an area, equal to the area of concrete bounded by the outside of the spiral, plus the steel section, times (n), greater than $f_c (1 + 15p + 50p')$

11. The value of p and p' shall be computed for the greater stress given by paragraphs eight or ten of this subdivision."

In order to design such a "Drilled-In Caisson" using a 24" diameter shell and following the limiting provisions of the Administrative Building Code, the following would have to be observed:

1. The maximum steel area shall be limited to twenty-five percent of the caisson area which equals 113 square inches.
2. The loads must be carried to the core steel by means of a billet. (See Figure #1.)
3. The unit stress shall not be greater than 16,000 p.s.i. Loading the concrete to 850 lbs., the steel can be loaded to 15,150 p.s.i. on its cross-sectional area in addition. Example: Based on a 12" x 12" H-beam weighing 190 lbs. p.f. having a 55.26 s.i. section, a load of 847,000 lbs. can be carried on the steel. The column can therefore carry a total load of 937,040 lbs. without the steel, and 847,000 lbs. on the steel, or a total of 1,784,040 lbs.

4. When the column has continuous lateral support, the ratio $\frac{h}{R}$ does not enter. The Column Formula, which is an empirical formula, was adopted after experiments on columns tested in open air had shown that it would be safe. The Column Formula does not apply to the "Drilled-In Caisson" because it is a column with continuous lateral support, not proposed to be used where lateral support is inadequate. While the reduction formulas of the Column Formula are intended for free standing columns which have no lateral support, the type of foundations here considered are supported through their length by the lateral pressure of the surrounding soil.

The fundamental difference between the free-standing column and the caisson may be summed up as follows:

The column is subjected to a bending moment equal to the product of the load times a moment arm equal to the sum of the initial eccentricity plus the full unrestrained deflection. The caisson driven into a theoretically rigid soil will have no moment at all with an initial eccentricity, and the unit lateral supporting force required to maintain this condition will be so low that the actual yielding of the soil and lateral deflection of the column will be practically negligible. Since it is only the deflection, and not the original eccentricity, that actually produces a bending moment in the caisson, this bending moment itself must be practically negligible. Column formulae designed to compensate for unrestrained deflection are therefore out of place when applied to caissons placed in undisturbed earth. Drilled-In Caissons may consequently be designed for the given loads using any accepted column formula without any correction to compensate for increase in stresses due to bending, provided that the surrounding soil is capable of carrying the unit compression required to maintain stability.

Applying Mr. Pickworth's analysis, any deflection would result in a bend and it is apparent that gradual bends, even of such magnitude as would be fatal to the carrying capacity of a column, result in negligible stresses when the caisson is embedded in any soil capable of offering ordinary resistance to movement. Sharp bends pro-

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duce greater effects and affect long caissons and short caissons or short columns similarly, and accordingly, only with exceptional soil conditions is it necessary to consider the length of the caisson.

The explanation of this apparent discrepancy between theory and practice is that the reduction formulas (used to compensate for effects of bending moments produced by horizontal deflections) are intended for free-standing columns which have no lateral support, while the type of foundations here considered are proposed to be supported throughout their length by adequate lateral pressure of the surrounding soil. All column formulae used in design are empirical.

In a normal case, the maximum pressure which may produce a bend on a caisson will develop considerably below the ground, and the weight of the overlying strata weighing approximately 100 lbs. per cubic foot can certainly be considered as providing an active pressure so as to resist yielding by the caisson, and the unit lateral supporting force (passive pressure) required to maintain the caisson will be compensated by the effect of the overlying strata. A caisson driven through a theoretically rigid soil concededly is supported on all sides by the surrounding soil. Therefore, if the lateral pressure required to prevent horizontal deflection is well within the safe load on the soil, then the actual deflection of the loaded column will be limited to the amount required to develop this restraining pressure.

When a "Drilled-In Caisson" is subject to a direct axial load "P" and any bending moment results from the application of the load "P" with a lever arm "a", such additional stress can be evaluated on the basis of accepted engineering analysis. In a typical case the design of caissons at the Navy Yard, hereinbefore covered, wherein the bending moment was taken as $M_e = 1.15 Pa$ with the allowable stress empirically limited to $.8f_c$ and $.8f_s$ respectively, there was arrived at a method of reducing the working loads to compensate for the anticipated bending moments produced by horizontal deflections, where they occur.

Also the Administrative Building Code, C26-410.0, a.2 (8.3.2.6.1a,2) clearly shows that free-standing pipe piles of over 60 feet need not be considered in the New York area because it specifically rules in the third paragraph that:

"Where borings indicate that the piles will be sixty or more feet in length, the minimum diameter shall be eighteen inches and the minimum shell thickness shall be one-half of an inch, and any reduction from the allowable loading for the slenderness ratio may be omitted."

Items 9 and 10 in Section C26-494.0 (8.5.26.7) provide that unit stresses must not be exceeded based on the converted area. The converted area of a 24" caisson is:

Total area of concrete in a 23½" circle	424.6 sq. in.
Converted area of the pipe allowed to be considered equal n* times the permissible percentage of longitudinal steel times the area of the inside pipe or $8.57 \times .04 \times 424$	145.5 sq. in.
Converted area of H-beam for a 12" WF190 lb. beam equals n* times the area or 8.57×55.86	478.6 sq. in.
	1048.7 sq. in.

$$* n = \frac{E_s}{c} = \frac{40,800,000}{3,500,000} = 8.57$$

The unit pressure would become $\frac{1784000}{1048.7} = 1700$ lbs. per square inch.

Under item 9, a load of $2 f_c$ is allowed or 1700 p.s.i. which is equal to this permissive load. Under the provisions of item 10 (C26-494.0) the following load is allowed:

$850 (1 + 15 \times .04 + 50 \times .02) = 850 \times 2.6 = 2210$ p.s.i. Accordingly, the stresses not to be exceeded under items 9 and 10 are equal to or higher than those for which the caisson is designed.

Further, the Administrative Building Code, C26-404.0 (8.3.1.13) section f reads as follows:

"f. It shall be unlawful to design the bases of foundation piers so that the presumptive capacity of the bearing material is exceeded. The presumptive capacity of such rock may, however, be increased above that stated in Section C26-377.0 to equal the unit compression in the pier itself, provided all of the following conditions are satisfied:

1. Such piers bear on hard sound bed-rock which is substantially level and the bearing surface of which is prepared by hand in level or benched areas.
2. Such loaded areas are ten feet or more from the lot line or forty feet or more below the curb level.
3. Forty-five degree slopes extending downward from the periphery of the bearing areas fall outside of and below any adjoining excavation."

Apparently this provision contemplates a steel shell filled with concrete but not with the addition of a steel core.

If a steel core is added, additional bearing area has to be provided. In the "Drilled-In Caisson" type of foundation column this is proposed to be provided by an uncased socket drilled into the rock. The bottom of the socket is substantially level as called for in above-stated Condition 1, and could take the 937,040 lbs. carried by the shell and concrete alone.

The additional 847,000 is transmitted to the walls of the rock socket by bond (bond stress arbitrarily taken as 150 p.s.i.) so that this load is no longer in the concrete at the level of the bottom of the socket, but has already been transferred to the rock.

Quoting Mr. John W. Pickworth:

"As proposed there would be no high concentration of stress placed upon the rock. There would be a high concentration of load at the surface level of bed rock but it would not be on the rock for at that point the rock has been removed by drilling. The load would be in the Drilled-In Caisson. From that point down the load would be dissipated to the rock by bond through the side walls of the rock socket and the rock itself would function to spread the load without any overstress."

Quoting from reports to the Committee appointed by the American Society of Civil Engineers, on file with the Department of Housing and Buildings, covering tests made on the site of the Municipal Garage, at 56th street and 12th Avenue:

"4. SUPPLEMENTARY TEST OF ANCHOR. Prior to the test of 'drilled caisson' a pulling test was made of the easterly anchor in order to determine that it would safely provide the proposed upward reaction of approximately 160 tons. There was no indication of failure. Subsequent to the loading test of the drilled caisson, on November 23rd, another attempt was made to test the easterly anchor. Two 200-ton jacks were used, supported on heavy timbers laid on the ground. An upward force of about 240 tons was applied to the anchor and could not be exceeded due to progressive settlement of the timbers. There was no evidence of failure in the anchor and the computed bond stress between the concrete and rock was 386 lbs. per square inch. An interesting fact concerning this pulling test is that the Sanitation De-

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partment engineers determined by measurement that the bottom of the hole was slightly tapered inward; that is, the bottom of the rock hole was about 11¼" in diameter while at a higher level it was 11½" in diameter."

Assuming a bond of 150 p.s.i. the wall of a socket 23¼" in diameter permits a load transference of $150 \times 73 = 10,950$ lbs. p. i. depth of socket. The load of 847,000 lbs. would therefore require a socket 78 inches deep. Greater loads could be carried:

1. By increasing the diameter of the shell;

2. By using heavier sections of H-beams;
3. By adding members such as full length angles welded to the H-beam;
4. By building up full length special core sections into new units.

In accordance with the foregoing application of the provisions of the Administrative Building Code, which are not strictly applicable to this type of construction and using the structural formula hereinbefore set forth, the carrying capacity of the proposed drilled-in caissons would be as follows:

O.D.	Area conc. sq. in.	Load conc. 850 lbs.	Longitudinal reinforcement Acfcx15p	Spiral reinforcement	Base load	Area core sq. in.	Load in Concrete @ 14150# p.s.i	TOTAL Load Kips
24"	424	360 K	216	360	936 K	112	1580 K	2516
26"	500	426	256	426	1108	160	2260	3368
28"	583	495	298	495	1280	185	2630	3918
30"	671	571	343	570	1483	212	3000	4483

ANALYSIS OF ALLOWED LOADINGS ON CONSTRUCTION SIMILAR TO "DRILLED-IN CAISSON"

If no account is taken of the bearing stress on the rock, the load capacity of a concrete filled steel shell 24" in diameter and having a ¾" wall could be taken as 842,000 lbs. if the material in the steel shell were considered as vertical or spiral reinforcement but not both at the same time. (Administrative Building Code: C26-404.0 ((8.3.1.13)) c.)

This load of 842,000 lbs. would give a stress of 1860 p.s.i. on the bottom of the caisson.

The Administrative Building Code, C26-410.0 (8.3.2.6) allows a load on the rock at the bottom of open-ended pipe piles of 60 tons per s.f. or 833 p.s.i., and Section C26-404.0,d 1 (8.3.1.13) d 1 allows 1000 p.s.i. on rock at the bottom of spirally reinforced concrete piers when they rest on a base of hard sound bedrock, the bearing surface of which is in level or benched areas prepared by hand.

A 24" caisson loaded with 500,000 lbs. would exert a pressure of 1130 p.s.i. on its base, a load 13 percent higher than that permitted for a spirally reinforced concrete pier resting on level rock. Additional loading could be allowed in the case of the "Drilled-In Caisson" where the load is carried to a level bed of sound rock at least 12" below the surface of the rock, by the addition of the rock socket. The bottom of the end of the caisson is fixed and the theoretical unsupported length is reduced, which is equivalent to increasing the safe load on the caisson. This anchorage into the sound bedrock increases the effective load bearing area in direct proportion to the depth of the socket and to the available strength of the concrete adhesion and shearing value around the perimeter of the socket.

At this point, reference is made to the Fifth Edition of Merriman & Wiggin's "American Civil Engineer's Handbook" at Page 711, paragraph headed "Rock" and reading as follows: "Solid rock provides the best foundation. The ultimate compressive strength of good stone, as determined by crushing cubes, is greatly in excess of the strength of stone masonry. The crushing strength of slab is greater than that of cubes; and the crushing strength of slabs when the pressure is concentrated on only a portion of the upper surface is much greater than for a load uniformly distributed over the entire upper surface. Therefore, it is safe to say that any ordinary rock (except the weaker shales) in its native bed will bear any load that can be brought upon it by an artificial structure."

The Building Department of the Borough of Manhattan approved the use of these "Drilled-In Caissons" for

the above-mentioned Municipal Garage for the Sanitation Department, wherein the 24" caissons (with core) used were permitted a load-carrying capacity of 1,475,000 lbs.

For the Criminal Courts and Jail Buildings, at Leonard, Center, White & Baxter Streets, Borough of Manhattan, similar caissons with core were approved, with a load-carrying capacity of a maximum of 1,650,000 lbs. However, as the applicant did not obtain the contract, the caissons as approved, were not used.

RECOMMENDATIONS

The Administrative Building Code under Section C26-391.0 gives the Board power to establish rules, sic: "Any type of pile or foundation construction unprovided for in this title shall meet, in addition to the requirements of this article, all requirements which may be established by the Board." The Committee on Tests have compared the methods of computation set forth in the Administrative Building Code, in so far as they are applicable to this type of construction, with the empirical formulae developed by the Navy Department for use in the construction of the Navy Storehouse and believes that these empirical formulae provide a sound, quick and complete basis for computing values for this type of construction. Accordingly, on the basis of the data contained in the foregoing report of the authority of the Board under Section C26-391.0, and in the absence of any Rules of general application adopted by the Board covering the subject matter, the Committee on Tests recommends the approval, under Section C26-191.0 of the Code, of the "Drilled-In Caisson" (details as contained herein) as a new and unprovided for method of foundation construction for use under Sub-Article 3 (Foundations) of Article 9 (Construction) when designed and installed as follows:

To determine the size of shell and core for a given load (including all dead, live and wind loads):

$$P = A_g (1200) + A_s (14,000) = \text{total load in lbs.}$$

A_g = Gross area of caisson in square inches.

A_s = Sectional area of steel core in square inches and not to exceed 25% of the gross area.

To determine the distribution of load transferred by both end bearing and rock bond in the socket:

Portion of load (P_{skt}) carried by rock bond in socket =

The load (P) on the caissons less the load carried in end bearing ($A_g \times 850$) or

$$P_{skt} = P - (A_g \times 850)$$

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To determine the depth of socket for any given load:

$$D = \frac{P - (A_r \times 850)}{b \times c}$$

where

D = depth of socket in inches

b = allowable bond between rock and concrete and taken as 200 p.s.i. in sound and hard rock.

c = circumference of inside of socket in inches.

General Requirements—The caissons shall consist of steel shells filled with concrete or steel shells filled with concrete and having steel cores of an area not greater than 25% of the gross area of the caisson. The shells shall bear on sound rock (the soundness to be determined by adequate borings) drilled out to permit the cores to extend below the shells. Where the character of the sound rock is doubtful the Borough Superintendent may order core borings of 10% of the total number of Drilled-In Caissons evenly distributed over the site, to a depth of 10 feet below socket bottoms. Caissons shall be spaced on centers not less than $2\frac{1}{2}$ diameters when steel cores are used and not less than 2 diameters when no steel core is used.

Caisson Shells—The shells shall be not less than $\frac{1}{2}$ in. thick 24 to 30 in. O.D. seamless or electrically welded pipe of steel having a yield point of 45,000 p.s.i. and conforming to grade C of the American Petroleum Institute standard No. 5-L. Minimum lengths of bottom sections shall be 70 feet, of intermediate sections 35 feet, with no restriction as to length on the top sections. Abutting ends shall provide square, full bearing joints, which shall be 1.25 times as strong as the shell and composed of a tight-fitting sleeve welded to full contact with the lower section and reinforced with plug welds and welded around the entire circumference. A suitable alloy steel cutting shoe shall be fully welded to the pipe shell.

Steel cores shall be of structural steel in accordance with Federal Specification QQ-S-721a, non-copper bearing. When more than one length of core section is used, the splices shall be made by suitable cover plates on the web and flanges. The abutting ends shall be milled true and secured by the cover plates, which shall be attached to the cores by fillet welds made in accordance with the Welding Rules of the Board. All core sections shall be full length except that the top section may vary to suit field conditions.

Concrete shall be controlled concrete having a strength of not less than 3500 p.s.i. (28 days) with a slump of not less than 4" nor more than 6" and so proportioned as to give a free but sluggishly mobile mixture, and otherwise complying with Section C26-364.0 of the Administrative Building Code.

Placing Shells and Drilling Socket—The rock shall be drilled out to provide a level, firm and full bearing seat throughout the entire circumference of the bottom of each shell, which shall extend vertically at least 6" into the sound rock. The centers of the tops of the shells shall be within 1" of the planned positions. A line joining the centers of top and bottom of any shell shall be plumb within $1\frac{1}{3}\%$ of its length or $\frac{1}{2}$ its diameter, whichever is less and shall in no event be more than 6" away from its center at any point. In no 50' of its length shall the shell bow more than 3" from a straight line unless compensation is made for the excess by increasing the area of the core. In cases where the area of the core is already 25% of the gross area, other compensating provisions shall be made. The cutting shoe shall at all times be at least one foot ahead of excavation until the shell is finally seated except when drilling is necessary, in which event a head of water sufficient to maintain the stability of surrounding foundations shall be provided in the shell. The socket, approximately the same diameter as the inside diameter of the shell, shall then be drilled in the rock to the required depth,

which shall in no event be less than two feet minimum and care shall be taken to prevent undercutting the shell and loss of material from the surrounding area. All rock chips and loose material shall be removed and neat cement grout shall be forced into the rock under pressure sufficient to secure the shell in position and to seal it to the point of permitting inspection after removal of excess grout. Grout shall not be dropped through water.

Placing Steel Cores and Concrete—Inspection of the shells and the sockets shall be made in the dry before the cores are placed. Each steel core shall clear the bottom of the grouted socket by approximately 1", shall have a minimum clearance of 2" from the inside perimeter of the shell and shall be concentric with the shell at top and bottom. A 1 to 1 cement grout, having a slump of approximately 3 inches shall be placed to a depth of 18 inches in the socket to surround the bottom of the steel core, and concrete shall be placed in the caisson in one continuous operation to be interrupted only to place the reinforcement at the top. The concrete in the top third of the caissons shall be thoroughly vibrated. The caps of all caissons shall be tied together by an adequate system of lateral bracing. If the structure to be carried is of reinforced concrete or masonry design, the reinforcement may be extended upward beyond the shell and the proper portion of the applied load developed in bond; reinforcements for building columns may be carried below the water line in the shell and protected by concrete. If the structure to be carried has a steel frame, a properly designed billet plate shall be used at the top to obtain an even bearing on the shell, core and concrete. The maximum eccentricity of the caisson at the top bearing from the center of the superimposed column shall be 1".

Inspection Equipment—There shall be provided adequate equipment for the inspection of the interiors of the steel shells and sockets after grouting and before placing steel cores.

CAISSON REPORT

All contractors using this type of construction shall keep records, in the form as given herewith, to be certified to by the Inspectors of the Department of Housing and Buildings and to be filed with the said Department on the completion of every job, covering the following details:

Building permit No.....Job location.....
Date..... Caisson No..... corresponding to caisson No..... on Dwg. No.....
Size and material specifications of pipe.....
of core
Shape and area of core.....
Lengths of sections, location and number.....
pipe..... core.....
Are splices welded as required.....
Are abutting ends of sections milled and in full bearing.....
Does shell bear fully throughout the entire circumference on sound rock.....
Net drilling time for the last 6 in. of socket.....
Nature of restraining soil.....
Nature of rock in which socket is drilled.....
Depth of socket.....
Water seal, by pressure grouting.....by drive fit..... by both.....
Composition and slump of grout.....
Composition and slump of concrete.....how placed.....when and how vibrated.....
Description of uplift anchors, if any are used.....
Clearance between core and shell; Min.....
Max.....
Caisson, how much out of plumb.....
Core, how much out of plumb.....
Location of caisson with respect to planned positioninches.....

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Eccentricity of caisson with respect to building column
.....inches.

Spacing between this caisson and adjoining caissons;
Min.....Max.....

If caisson is rejected, give reason and state where
compensating caissons are driven or what other
remedial means were used.....

Do the welds as required, comply as to size, type and
workmanship with the requirements of the approval
and the Fusion Welding Rules of the Board.....

Does caisson comply with all requirements of the reso-
lution adopted under Cal. No. 94-39-SM approving
this type of construction.....If not,
in what respects does it vary?.....

Signed by:

Prof. Engineer in Charge.....

Inspector, Department of Housing and Buildings.....

It is further recommended that all designs of
"Drilled-In Caissons" be certified to by the Professional
Engineer in charge of design; that each drawing sub-
mitted to the Department of Housing and Buildings
bear wording as follows: "The design of 'Drilled-In
Caissons' under Building Permit #..... is
strictly in accordance with the approval of the Board
of Standards and Appeals granted under Cal. No. 94-
39-SM" and that all installations be made by the
Drilled-In Caisson Corporation as successors in inter-
est to the applicant.

Note: This approval is not to be construed as an ap-
proval of the basic caisson shells. The applicant is hereby
instructed to have the manufacturers of these materials
file for separate approval.

(Sgd.) BERNARD A. SAVAGE,
Commissioner

CHARLES M. BLUM
Commissioner

LESLIE V. HUBER
Chief Engineer
Committee on Tests

and

WHEREAS, this report recommended the approval of the
design and method of construction.

Resolved, that the Board of Standards and Appeals does
hereby approve the design and method of construction
known as the "Drilled-In Caissons," in accordance with
above report of Committee on Tests.

*CORRECTION

The minutes of the meeting of the Board of Standards
and Appeals held on February 3, 1942, as they appeared in
Bulletin No. 6, Vol. 27, are hereby corrected to read as
follows:

92-36-BZ.

APPLICANT—Hirsh, Newman, Reass and Becker, for
Consolidated Biological Products, Incorporated,
owner.

SUBJECT—Application for consideration—reopening and
extension of permit—re Application (decision of
the acting borough superintendent) previously
granted on condition, under section 7h of the build-
ing zone resolution, permitting in a business use
district, for a term of two (2) years, the transient
parking of more than five (5) motor vehicles.

PREMISES AFFECTED—109-131 West 50th street, north
side and 110-130 West 51st street, south side, 105 ft.
west of Sixth avenue (Block No. 1003, Lot No.
40, formerly Lot No. 17), Borough of Manhattan.

APPEARANCES—

For Applicant: David J. Brown.

ACTION OF BOARD—Application reopened and permit
extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.. 4

Negative: 0

THE RESOLUTION (92-36-BZ)

WHEREAS, this application to permit in a business use dis-
trict, for a temporary period of not more than two (2)
years, the parking of more than five (5) motor vehicles,
premises 109-131 West 50th street, north side, and 110-130
West 51st street, south side, 105 ft. west of Sixth avenue
(Block No. 1003, Lot No. 40, formerly Lot No. 17), Borough
of Manhattan, was granted by the Board July 14, 1936,
on certain conditions; the resolution amended February
20, 1940, October 8, 1940, and September 23, 1941, and
applicant now requests an amendment of the resolution
and an extension of the permit for two years.

Resolved, that the Board of Standards and Appeals does
hereby amend its resolution of July 14, 1936 as amended by
its resolution of February 20, 1940 only in so far as it has
reference to the term of the permit so that as amended this
portion of the resolution shall read:

"That the application be and it hereby is granted
under section 7h thereof for a term of two (2) years
from the date of this amended resolution to permit
* * *

* Correction—Lot number corrected to read "Lot No. 40,
formerly Lot No. 17."

*CORRECTION

The minutes of the meeting of the Board of Standards
and Appeals held on September 29, 1942, as they appeared
in Bulletin No. 40, Vol. 27, are hereby corrected to read
as follows:

THE RESOLUTION (417-42-SM)

WHEREAS, Adolph G. Kraus, for Alpha Tank Company,
filed on May 21, 1942, an application with the Board of
Standards and Appeals for approval of the material known
as the Alpha 550 Gallon Cylindrical Gasoline Storage
Tank; and

WHEREAS, this material was submitted to the Committee
on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

September 14, 1942.

Re: Cal. No. 417-42-SM.

Subject: Alpha 550 Gallon Cylindrical Gasoline Storage
Tank, Approval of.

The Alpha Tank Company, Glendale, L. I., filed on
May 21, 1942 with the Board of Standards and Appeals
an application under the requirements of Sec. C26-
178.Ob of the Administrative Building Code for ap-
proval of the Alpha 550 Gallon Cylindrical Gasoline
Storage Tank for use in New York City under Sec.
C19-69.0 of the Administrative Building Code.

Blueprints filed with the application indicate that
these tanks are constructed cylindrical in type, of ¼ in.
steel, with full dished heads; shell consist of more
than one piece, with all seams of the several pieces
lapped 2 in. and welded; overall length 8 ft. 1 in.,
radius of heads 42 in., diameter of shell 42 in.

A sample tank was subjected to a pressure test at
the applicant's plant on Sept. 10, 1942 in the presence
of Commissioner C. M. Blum, Engineers L. V. Huber
and J. F. Fitzsimons and Inspector Charles Johnson
of the Fire Department. This tank was inspected and
found to be 42 in. in inside diameter, shell 83 in. long
made up of two rings of two sheets each, one ring
63 in long, the ends of which overlapped the shorter
ring; shorter sheets were welded 16 in. away from
perpendicular center-line and long sheets 19 in. away on
opposite sides. A circular disk cut from the top of
the tank after the test when measured showed a thick-

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ness of .221 in. For the test, the tank was filled with water, all ports closed and the pressure built up by introducing nitrogen. The pressure was held at 150 p.s.i. without noticeable distortion of the tank. All welding was of the filet type single pass.

Recommendations.

On the basis of the foregoing test data, the Committee on Tests recommends the approval under Sec. C26-191.0 of the Administrative Building Code of the Alpha 550 Gallon Cylindrical Gasoline Storage Tanks for use in New York City, subject to the following requirements:

Steel shall be open-hearth steel, *not less* than $\frac{1}{4}$ in. thick (the tested tank did not meet this requirement). During the existing emergency, more than one piece may be used in the construction of the shell.

All welding shall conform to the Fusion Welding and Gas Cutting Rules of the Board of Standards and Appeals.

All installations shall be in accordance with the requirements of Sec. C19-59.0 and other pertinent sections of the Administrative Code.

The Committee further recommends that all tanks manufactured under this approval shall be marked "Approved by the Board of Standards and Appeals for use in New York City under Cal. No. 417-42-SM".

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

and

WHEREAS, this report recommended the approval of this material.

Resolved, that the Board of Standards and Appeals does hereby *approve* the material known as the Alpha 550 Gallon Cylindrical Gasoline Storage Tank, *on condition* that the material be manufactured, installed and labelled, stamped or tagged in accordance with above report.

* Correction—The words "A Certificate of Approval shall be obtained from the Fire Commissioner before this approval shall become effective" deleted in the report of the Committee on Tests. *A further correction is made, by changing the date of the meeting from April 28, 1942 to September 29, 1942.*

*CORRECTION

The minutes of the meeting of the Board of Standards and Appeals held on June 23, 1942, as they appeared in Bulletin No. 26, Vol. 27, are hereby corrected to read as follows:

THE RESOLUTION (444-42-A)

WHEREAS, Charles B. Meyers, for Department of Public Works, City of New York, owner, filed on May 29, 1942 an appeal from a decision of the fire commissioner, affecting premises bounded by Rutland road, Albany avenue, Winthrop street and Kingston avenue (Block No. 4812, Lot No. 1 and Block No. 4817, Lot No. 1), Borough of Brooklyn; and

WHEREAS, the decision of the fire commissioner dated May 13, 1942, reads:

"In response to your letter of May 6, 1942, wherein you enclose copy of modified specifications for the fire alarm system at the above mentioned institution, you will please be advised that we cannot approve these modified specifications for the reason that the rules of the Board of Standards and Appeals require that all

underground conductors have a lead sheath. These rules are mandatory and the Fire Commissioner is without authority to make any modification for same."

and

WHEREAS, the applicant states that the premises consist of a plot of ground 700 ft. by 774 ft. in area, located in business and residence use D area districts, on which the buildings in question exist, and the entire premises used throughout for hospital purposes; and

WHEREAS, it is proposed to use 30 percent rubber insulated conductors in underground conduits in the fire alarm signal system in lieu of lead sheathed cables as required by Rule 6.21 of the Fire Alarm Rules of the Board of Standards and Appeals; and

WHEREAS, the applicant contends that lead sheathed cable cannot be obtained due to priorities; that the substitution of the 30 percent rubber insulated conductors without lead sheath will be in underground rigid steel conduits limited to the No. 12 conductors as indicated on plans filed with this appeal marked "Received May 29, 1942"; that the contractor now installing the alarm system has been unable to secure the Parkway type cable as required by the Fire Alarm Rules due to the fact that the priority rating of this installation is A-10 and such Parkway type cable cannot be supplied on a priority rating lower than A-1J which is limited to Army and Navy work.

Resolved, that the decision of the fire commissioner dated May 13, 1942 be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that in all other respects the requirements including the Fire Alarm Rules of the Board of Standards and Appeals are complied with; that the rubber sheathed cable shall be protected with a waxed fibre coating; that the conduit throughout shall *have all joints waterproofed with red lead or other suitable cementing material* and the ends of the conduit shall be sealed for the purpose of precluding moisture; that this system shall be subject to inspection by the Fire Department after two (2) years.

* Correction—The words "be installed with waterproof cement points" omitted in line 49 of resolution and the words "*have all joints waterproofed with red lead or other suitable cementing material*" inserted therefor.

*CORRECTION

The minutes of the meeting of the Board of Standards and Appeals held on June 30, 1942, as they appeared in Bulletin No. 27, Vol. 27, are hereby corrected to read as follows:

THE RESOLUTION (195-42-SM)

WHEREAS, The Technicraft Company, Incorporated, owner, filed on March 12, 1942, an application with the Board of Standards and Appeals for approval of the material known as Lumiplast (Luminous Pigment to be used on exit signs); and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

June 24, 1942.

Cal. No. 195-42-SM.

Subject: Lumiplast (Luminous pigment to be used on exit signs), approval of.

The Technicraft Company, Inc. of New York City, filed March 12, 1942 an application with the Board of Standards and Appeals for approval of "Lumiplast" luminous pigment to be used on exit signs and an electric light bulb colored red except for 15% of its area to be used to energize the paint, under the provisions of section 272, subdiv. 4 and 5, Labor Law, sections C26-279.0, C26-745.0 and C26-178.0, Administrative Code.

This material is a paint with a base which becomes luminous in darkness after having been energized by

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daylight or by clear electric light bulbs. To provide the energy the applicant requests approval of an electric light bulb which is colored red as required except for a portion, approximately 15% of the area, which remains clear. This bulb is designed to fit into the socket so that this clear portion shines on the sign but is not visible to users of an exit. This luminous paint is intended to be used in the painting of the letters of new and existing exit signs so that these signs will glow when all lights are blacked out in an emergency. The basic pigments are 36 ounces of pigment to one gallon of clear lacquer or a paint of low acid content. On existing signs the paint will be added to the existing red letters. The paints are furnished in yellow-green and in blue color.

This luminous paint and the bulb used to energize it has been inspected and tested by the Committee on Tests of the Board and found to function so that a sign painted with it glowed in complete darkness. Signs of this character are now required by the Office of Civilian Defense to be used over exits during black-outs. Laboratory reports of tests of luminous "exit" signs have been furnished by the applicant. Activation employed was from 15 and 25 watt bulbs. Three periods of time were used for activation with both sizes of bulbs, namely, five minutes, thirty minutes and one hour. The signs were conditioned for 48 hours in a dark room to completely deactivate any luminescence which might be present. They were then activated as described in a 100 ft. long dark room. The signs were placed on the wall at the end of this room, each sign shielded from the other signs. All signs were viewed from a distance of 100 ft. and showed a distinct brilliant glow clearly visible at this distance but not distinct as to legibility. The maximum distance for clear legibility was 45 ft. immediately after exposure. Signs exposed under a 25 watt lamp showed more glow than those exposed to a 15 watt lamp. The 30 min. exposure showed more glow than the 5 min., but there was little difference between the 30 min. and the 60 min. exposures. At the end of one hour the greatest distance the glow was visible was 80 ft. while the greatest for full legibility was 20 ft. This luminosity decreased with the passage of time without reenergizing so that after 10 hours the signs showed a glow at 7 ft. but legibility was only fair at one or two feet.

On the basis of the inspection and test by the Committee, the report of laboratory tests filed by the applicant, it is recommended that "Lumiplast" luminous pigment be approved for use on exit signs energized by bulbs colored red except for a 15% portion to be left clear, under C26-178.0,b for use in New York City under the provisions of Section 272, subdivisions 4 and 5, Labor Law, Section C26-279.0, C26-745.0, Administrative Code and Section 40, Multiple Dwelling Law, provided the containers of the pigment and the treated bulbs be labeled "Approved by the Board of Standards and Appeals for use in New York City under Cal. No. 195-42-SM," and provided further that the bulbs are so placed in the sockets as to have the uncolored portion reflect on the sign so not to nullify the exit sign requirements.

(Sgd.) BERNARD A. SAVAGE,
Commissioner,
CHARLES M. BLUM,
Commissioner,
LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

and

WHEREAS, this report recommended approval of this material.

Resolved, that the Board of Standards and Appeals does hereby approve the material known as Lumiplast (Luminous Pigment to be used on exit signs), on condition that the

material be manufactured, used and labelled, stamped or tagged in accordance with above report.

*Correction—The words "and the requirements of the Office of Civilian Defense," omitted in the last paragraph of the Report of the Committee on Tests (The Office of Civilian Defense advised that this statement is incorrect).

*CORRECTION.

The minutes of the meeting of the Board of Standards and Appeals held on December 22, 1942, as they appeared in Bulletin Vol. 27, No. 52, are hereby corrected to read as follows:

THE RESOLUTION (881-42-S)

WHEREAS, John D. Anderson, for Defense Plant Corporation, owner, filed December 16, 1942, an application for variation of the labor law as cited in a decision of the borough superintendent; premises 49-26 30th street, west side, 100 ft. south of Hunters Point avenue (Block No. 292, Lot No. 1), Long Island City, Borough of Queens; and

WHEREAS, the decision of the borough superintendent, dated November 30, 1942, re N. B. Applic. No. 1386-42, reads:

"6. Required exits must comply with the requirements of Sec. 270-4 of the labor law. Note chemical building."

and

WHEREAS, the applicant states that the building will be one and two stories (57 ft. 6 in.) in height, 184 ft. by 187 ft. 4 in. in area; Class 3 construction; located in an unrestricted use district and used and occupied as follows: 1st floor, detinning of tin cans and reclaiming tin, 15 persons; 2nd floor, same, 5 persons; that building will be equipped with a *standpipe* system and two interior 44 in. wide stairs; and

WHEREAS, the applicant states further that it is the same building referred to in appeal filed under Cal. No. 880-42-A; and

WHEREAS, the applicant contends, as to item 6 of the borough superintendent's decision, that it is not intended that the stairs referred to in the objection be regarded as required exits or used as such, as the upper levels which these stairs serve, are merely platforms, walkways and decks to provide plant operators with means of access to process equipment for control, inspection and maintenance purposes; that operators will not be required to be on these upper levels during the day; that ladders could be made to serve the purpose, but stairs were provided to permit better working conditions and to secure more efficient plant operation; that under routine operation, no more than 20 employees will be in the building at any one time and of these not more than 5 will be above the ground floor level; that under these conditions it is believed the stairs in question provide ample exit from the 2nd story level.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the requirements of the Labor Law as cited in a decision of the borough superintendent, acting on N. B. Applic. No. 1386-42, and that the application be and it hereby is granted on condition as to Objection 6, that all exits shall comply with the requirements therefor, except in connection with the maintenance platforms and walkways, at varying heights, in the portion of the premises marked "Chemical Building", provided the number of persons on such platforms shall at no time exceed ten (10), and adequate means for escape, in at least two directions from each operating station, shall be provided satisfactory to the borough superintendent; that the requirements of resolution adopted this date under Calendar Number 880-42-A shall be complied with; that the above modifications are permitted on the understanding that the building shall be continued only during the term of the present emergency and for one year thereafter, and shall be thereafter completely removed.

*Correction—The word "sprinkler" changed to "*standpipe*" in line 21 of resolution.

RULES

RULES FOR FUSION WELDING AND GAS CUTTING

RULES COVERING THE SPECIFICATIONS FOR DESIGN, FABRICATION AND INSPECTION OF FUSION WELDED STRUCTURES AND THE QUALIFICATIONS OF WELDERS AND SUPERVISORS

ADOPTED BY THE BOARD OF STANDARDS AND APPEALS FEBRUARY 25, 1938.
EFFECTIVE MARCH 21, 1938, AND AMENDED MAY 17, 1940, EFFECTIVE JUNE 10, 1940.

[Cal. No. 1-38-SR]

Authority:

Pursuant to the authority vested in the Board of Standards and Appeals by Section 666, paragraph 2, of the Charter of the City of New York and C26-514.0 of the Administrative Code (8.6.2.2).

SCOPE.

These rules are supplementary and additional to the requirements for Fusion Welding as permitted under C26-514.0 of the Administrative Code (8.6.2.2) reading:

Fusion welding may be substituted for, or used in combination with, riveting or bolting to connect or assemble the component parts of steel beams, girders, lintels, trusses, columns and other structural steel used in building construction if done under rigid inspection and specification, in accordance with the rules of the Board. These Rules shall also apply to gas cutting.

NOTE: Where a reference in parenthesis appears after the Administrative Code Section, it refers to the Section of the New Building Code as formerly numbered.

Rule 1. Application For Permits.

- 1.1 No person shall perform gas or electric welding on structures or parts thereof erected or to be erected within the City of New York except as provided in these Rules and in conformity with C26-211.0 of the Administrative Code (2.3.2).
- 1.2 The commencement of any structural welding work is forbidden until an application for a permit to perform such work is filed with and approved by the Borough Superintendent. The Borough Superintendent shall be notified in writing at least 48 hours prior to the date when the structural welding work is to commence. C26-172.0 of the Administrative Code (2.1.1.12).

Rule 2. Definitions.

- 2.1 ARC WELDING. A fusion welding process wherein the welding heat is obtained from electric arc formed between the base metal and metal electrode.
- 2.2 BASE METAL. The metal upon which the weld or cut is made.
- 2.3 BUTT WELD. A butt weld is a weld whose throat lies in a plane disposed approximately 90 degrees with respect to the surfaces of at least one of the parts joined. The size of a butt weld shall be expressed in terms of its net or unreinforced throat dimension in inches. C26-158.0 of the Administrative Code (.149).
- 2.4 CONTINUOUS WELD. A weld which is uninterrupted throughout the length of the joint.
- 2.5 CRATER. An unfilled concave depression in the fusion area of an arc weld resulting from penetration of the welding arc into the metal thereunder.
- 2.6 FILLER METAL. Metal especially prepared for addition to the weld. This term shall apply to this material only before deposition.
- 2.7 FILLET WELD. A fillet weld is a weld of approximately triangular cross section, whose throat lies in a plane disposed (inclined) approximately 45 degrees with respect to the surfaces of the parts

joined. The size of a fillet weld shall be expressed in terms of the width in inches of its adjacent fused sides. C26-158.0 of the Administrative Code (1.149).

- 2.8 FLAT WELD. A weld made by the fusion welding process on a horizontal plane or one inclined not over 45 degrees to the horizontal, the weld being made from the upper side of the parts joined.
- 2.9 FUSION WELDING. Fusion welding is the process of joining metal parts in the molten, or molten and vapor states, without the application of mechanical pressure or blows. Under these rules fusion welding is restricted to arc and gas welding processes. C26-75.0 of the Administrative Code (1.67).
- 2.10 GAS CUTTING. Gas cutting is the process of severing ferrous metals by means of the chemical behavior of oxygen, in the presence of ferrous metals at high temperatures, to produce a kerf, or cut, of uniform width without burning the edges of the kerf or cut. C26-77.0 of the Administrative Code. (1.69).
- 2.11 GAS WELDING. A fusion welding process in which the heat of welding is supplied by the combustion of oxygen and acetylene or other fuel gas in a suitable torch. Filler metal may be melted from a welding rod. Under these rules, gas welding is restricted to the oxy-acetylene process wherein filler metal is added.
- 2.12 HORIZONTAL WELD. A weld made by the fusion welding process on a plane vertical or inclined less than 45 degrees with the vertical, the linear direction of the weld being horizontal or inclined not more than 45 degrees to the horizontal.
- 2.13 LAYER. A stratum of weld metal of a fusion weld and consisting of one or more interwoven beads.
- 2.14 OVERHEAD WELD. A weld made by the fusion welding process on a horizontal plane or one inclined not over 45 degrees to the horizontal, the weld being made from the underside of the parts joined.
- 2.15 OVERLAP. A condition of lack of fusion where the deposited metal has overflowed the fused area of metal.
- 2.16 PENETRATION. The linear distance that the deposited metal penetrates below the original surface of the base metal.
- 2.17 ROOT. A root is the zone at the bottom of the cross-sectional space provided to contain a fusion weld. C26-312. (CL) of the Administrative Code (1.122).
- 2.18 SLOT WELD. A weld made in an enclosed or partially enclosed opening formed in one of the parts of a lap joint.
- 2.19 SUPERINTENDENT. Wherever the word "Superintendent" appears in these Rules, it shall mean the Borough Superintendent of Housing and Buildings of the borough having jurisdiction.
- 2.20 TACK WELD. A weld of random size or shape intended only to fix a member or part thereof of a structure, in correct position preparatory to final welding, and shall not be considered to transmit stress.

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- 2.21 **THROAT.** The minimum thickness of a weld along a straight line passing through the root. Throat of a fillet weld is the distance along a line from the root to the hypotenuse at right angles thereto, of the largest isosceles triangle which can be constructed in the cross section of the fillet weld. The throat of a butt weld shall be equal to the thickness of the thinner part joined. C26-53.0 of the Administrative Code (1.144).
- 2.22 **UNDERCUT.** A condition wherein the base and weld metal is melted away leaving a depression, the surface of which lies below the designed surface contour of the joint.
- 2.23 **VERTICAL WELD.** A weld made by the fusion welding process on a plane vertical or inclined less than 45 degrees with the vertical, the linear direction of the weld being vertical or inclined not more than 45 degrees to the vertical.
- 2.24 **WELD DIMENSIONS.** The dimensions of a weld shall be expressed in terms of its size and length. C26-158.0 of the Administrative Code (1.149).
- 2.25 **WELD LENGTH.** Shall be considered to be the unbroken length of the full cross-section of the weld exclusive of the length of any craters. C26-158.0 of the Administrative Code (1.149).

Rule 3. Design and Supervision.

- 3.1 The licensed architect or licensed professional engineer designing or supervising the construction of a welded structure shall be experienced and skilled in such work. C26-515.0 (c) (8.6.2.3.3).

3.2 PERMISSIBLE UNIT STRESSES.

In the design of welded structures or parts thereof the stress at every connection must be accurately calculated and the required amount and the exact type and location of weld and filler metal with respect to the parts joined be specified.

- 3.2.1 Welded joints shall be so proportioned that the maximum stresses shall be less than the following amounts in pounds per square inch:
- | | |
|--|--------|
| Shear on section through the throat of a weld | 11,300 |
| Tension on section through the throat of a weld..... | 13,000 |
| Compression on section through the throat of a weld..... | 15,000 |
- Maximum fiber stresses due to bending shall not exceed the maximum values allowed above for tension and compression respectively. C26-368.0b (6) of the Administrative Code (7.4.5.6).

- 3.2.2 Stress on a fillet weld shall be considered as shear for any direction of the applied stress.

- 3.2.3 Adequate provision shall be made for bending stresses due to eccentricity in the disposition or section of base metal parts.

- 3.2.4 The allowable compressive strength mentioned in these Rules is not intended to prevent butt welds being used across the entire section to transmit the total compressive stress in compressive flanges of beams, girders, truss plates or compression blocks or other members protected against lateral deflection even though such stress exceeds 15,000 lbs. per sq. in., but not exceeding the maximum allowable compressive stress in the parts joined.

3.3 WORKING STRESSES FOR WINDLOADS.

When the stress in any member due to wind is less than $33\frac{1}{3}\%$ of the stress due to live and dead loads, it may be neglected. For combined stresses due to wind and other loads, the permissible working stresses may be increased $33\frac{1}{3}\%$, provided the section thus found is at least that required by the dead and live loads alone. For stresses due to wind

only, the permissible working stress shall be the same as for live and dead loads. C26-372.0, 373.0 and 374.0 of the Administrative Code (7.4.8).

- 3.4 **WELDED GIRDERS.** In welded girders the connection of component parts of flanges to each other and of flanges to webs shall be by continuous or intermittent fillet welds designed to transmit the stress. C26-520.0 (d) of the Administrative Code (8.6.2.8.4).

- 3.5 Girders shall be proportioned either by their moments of inertia or by the flange-area method; in the latter method, when applied to a welded girder having no holes in the web, $1/6$ of the web area may be considered a part of the area of each flange. Stiffeners may be either angles or flat plates, welded to the web and flanges by welds designed to transmit the stresses.

- 3.6 **BEAMS.** The use of continuous beams and girders, shall be permitted provided their welded connections be designed to transmit the stresses involved in continuous beam construction and columns are designed for the moment added by such construction. At the ends of non-continuous beams, the connections shall be designed to avoid excessive secondary stresses due to bending.

- 3.7 **WELDED COLUMNS.** C26-520.0 (e) of the Administrative Code (8.6.2.8.5). Fillet welds connecting the component parts of a built-up column may be either continuous or intermittent. If intermittent, the length of each weld at the ends of the column shall be equal to the least width of the column. The length of the intervening welds shall be at least one and one-half inches, spaced at most four inches in the clear. The size, length and spacing of the fillet welds shall be such as to provide the same strength, per unit of column length, as the allowable shearing stresses in structural steel for power driven rivets. Lattice bars and tie plates shall be welded so as to obtain strength equal to that specified in C26-368.0b (6) of the Administrative Code (7.4.5.4). Shearing stresses.

- 3.7.1 Where column splices are welded, welds must be provided equal in strength to the shear of the standard column splice.

- 3.8 **WELDED BUTT JOINTS.** The edges of base metal parts, one-quarter inch or more in thickness, transmitting stress by means of butt welds shall be beveled. For single and double "V" joints, the bevel of each part shall be at least 30 degrees. For single and double bevel joints, the bevel shall be at least 45 degrees.

Before welding, the root edge or face of one part shall be separated from the root edge or face of the other part by not less than $1/16$ inch nor more than $1/4$ inch.

Butt welds shall be reinforced by depositing additional metal on the weld to a height extending beyond the surface of the thinnest part joined. The height of such reinforcements shall be at least the following percentages of the thickness of the thinnest part joined; 20 percent for single "V" and single bevel butt welds, and $12\frac{1}{2}$ percent on each side, for double "V" and double bevel butt welds. C26-520.0(f) of the Administrative Code (8.6.2.8.6).

- 3.9 **FILLET WELDS.** The length of any fillet weld shall be made not less than four times the weld size or else the size of the weld shall be considered not to exceed $1/4$ of the length for purposes of calculating strength under these rules.

- 3.10 **WELDS IN SLOTS OR HOLES.** When welding inside a slot or hole in a plate or other part, in order to join same to an underlying part, fillet welding may be used along the wall or walls of the slot or hole, but the latter shall not be filled with

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weld metal or partially filled in such manner as to form a direct weld-metal connection between opposite walls, except that fillet welds along opposite walls may overlap each other for a distance of one-fourth of their size. No slot or hole shall be less in width or diameter than $1\frac{1}{2}$ times its depth.

3.11 FIELD RIVETED, BOLTED AND WELDED CONNECTIONS. C26-521.0 of the Administrative Code (8.6.2.9).

3.11.1 In tier structures less than 125 feet high, in which the height is less than two and one-half times the minimum horizontal dimension, all column splices and field connections may be bolted.

3.11.2 In structures in which the height is over 100 feet and is more than two and one-half times the minimum horizontal dimension, and in structures 100 feet or less in height in which the height is more than four times the minimum horizontal dimension, column splices and connections to columns shall be riveted or welded.

3.11.3 In structures over 125 feet in height and in all structures of a special character, connections of beams and girders to columns, and beams and girders bracing columns shall be riveted or welded. Column splices in structures 200 feet or more in height shall be riveted or welded. Column splices in tier structures less than 200 feet high (except as provided in the preceding paragraph) may be bolted.

3.11.4 All other field connections may be bolted (except that, in all structures, the connections for supports for running machinery or other moving loads shall be riveted or welded).

3.11.5 Within existing structures steel work for alterations, or additions (except to the main structural framework), which do not affect existing column splices, connections and other riveted or welded work, may be bolted.

3.12 COMPLETION OF WORK.

Upon the completion of all structural welding operations, the licensed architect or licensed professional engineer responsible for the design of the structure shall certify to the Borough Superintendent that the fabrication and welding of such structure have been carefully inspected and that the requirements of his design and these Rules have been fulfilled in every respect by the contractor who has done the welding.

Rule 4. Board of Examiners for Welders.

4.1 The Board of Examiners for Welders provided for in C26-209.0 of the Administrative Code (2.3), shall be appointed by the Commissioner of Housing and Buildings from members of the staff of the Department as recommended by the Borough Superintendents. All certificates of qualification issued shall be uniform for the five Boroughs. There shall be a separate certificate for gas welding and for electric arc welding, which certificates shall not be interchangeable and shall apply specifically to the type of work to be done and shall be issued in accordance with Rule 5.

4.2 WELDERS TO BE QUALIFIED. No person shall perform welding work on any structural member of a structure without having obtained a certificate of qualification from the Board of Examiners for Welders. C26-211.0 of the Administrative Code (2.3.2).

4.2.1 Before a certificate of qualification may be issued authorizing a person to perform welding work on any structural member of a

structure, the person applying for such certificate shall have submitted to and satisfactorily passed an examination to determine his qualifications, conducted by Board of Examiners for Welders to be appointed by the Commissioner. A certificate of qualification shall be issued to each applicant having proved his qualifications and upon the payment of a fee of Two Dollars. Such certificate shall continue in effect for a period of one year unless sooner revoked or suspended and to be effective thereafter shall be renewed annually. The annual renewal fee shall be One Dollar.

4.2.2 No person shall be eligible for a certificate of qualification to perform welding work as provided in this section unless he is a citizen of the United States of America.

4.2.3 The Borough Superintendent may revoke or suspend a certificate of qualification of any person, if workmanship on any structural welding is such as to indicate incompetency or negligence which might endanger a structure or result in injury to humans.

4.2.4 Renewal of a certificate may be made without additional requalification test if the applicant's record indicates satisfactory welding experience during the previous year.

4.2.5 Certificates for gas welding and certificates for electric welding, including provisions for welding performed by each welder for the current year, shall be on forms as approved by the Board of Standards and Appeals.

Rule 5. Qualification Test for Welders.

5.1 These qualifications tests shall be conducted by the Board of Examiners for Welders or its representative but, in the discretion of the Board of Examiners for Welders documentary or other evidence, or both, that the applicant has passed the qualification test, conducted by a standard testing laboratory or an inspection by the Borough Superintendent or his representative may be accepted as satisfactory proof of the applicant's fitness to make structural welds in accordance with Rule 5.4. Welders performing work outside New York City shall be qualified under this rule. C26-381.0 of the Administrative Code (8.1.2).

5.2 Qualification for arc welding shall not constitute qualification for gas welding, and vice versa. Qualification for welding with bare electrodes shall not constitute qualification for welding with flux-coated electrodes, and vice versa.

5.3 The foregoing provisions are not intended to bar an applicant from further trial in case of one or more failures, or to require an operator who has passed the tests to qualify anew for every job he may undertake.

5.4 QUALIFICATION REQUIREMENTS.

5.4.1 Before issuance of a certificate of qualification by the Board of Examiners for welders the applicant shall have passed the qualification tests prescribed as follows:

5.4.2 The minimum qualification requirements shall be the welding of test specimens of the type shown in Fig. 2 and specified in Rule 5.4, each specimen to be tested for failure in a reliable tension testing machine and to develop ultimate resistance not less than 80 kips if welded with filler metal of grade 2, 4, 10 or 15; or 67 kips if welded with filler metal of grade 20, 30 or 40.

5.4.3 Two specimens shall be welded in the downward or flat welding position, two in the vertical welding position and two in the overhead welding position.

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5.4.4 The form of test specimen shall be as shown in Fig. 2, consisting of four steel bars or plates connected by four approximately equal fillet welds. The specifications of the bar steel shall conform to Rule 7. The welding edges of the splice bars shall be cut flat and square and any burrs shall be removed. The bars shall be clamped securely together and tack welded in proper position with the splice bars centered on the main bars and the faces of the main bars in true planes, in preparation for the test welding. Welding shall be performed with the same process (arc or gas), the same welding procedure, and the same general type of electrodes or welding rods as are to be used in the work for which the operator is being tested.

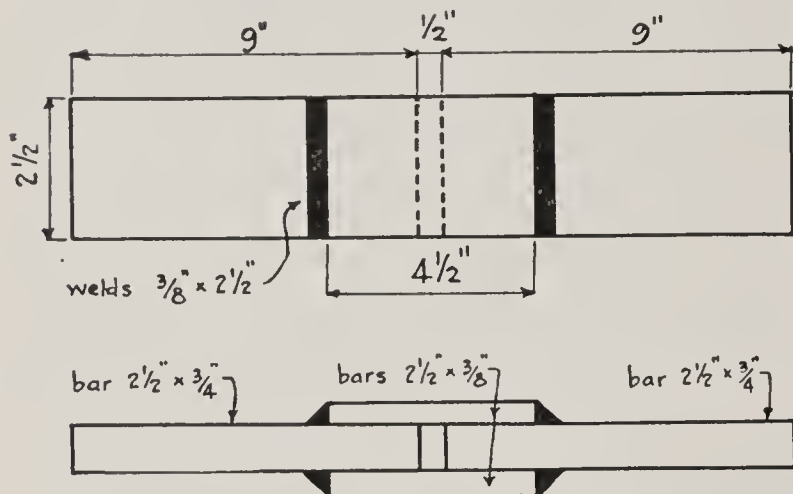


FIG. 2

Welds shall be made as nearly as possible to the designed dimensions, and in conformity with the practices set forth in Rule 6; at every cross-section the weld size in each direction shall be within 1/16 in. of the prescribed 3/8 in.

Rule 6. Quality of Welds.

The quality of welds permitted under these rules shall conform to the following requirements:

- 6.1 The quality of Test Welds and Construction Welds shall fulfill all requirements with regard to shape and internal quality.
 - 6.1.1 All lap welds shall indicate good penetration to the root of the weld and good fusion at both sides of the bead.
 - 6.1.2 All fillet welds shall show absence of undercutting, proper shape of the bead, lack of overlaps and proper fusion.
 - 6.1.3 All butt welds shall show good fusion without overlapping or undercutting.
- 6.2 **UNDERSIZE WELDS.** Undersize or undercut welds shall be built up by welding to conform to the weld cross-section called for in the drawings

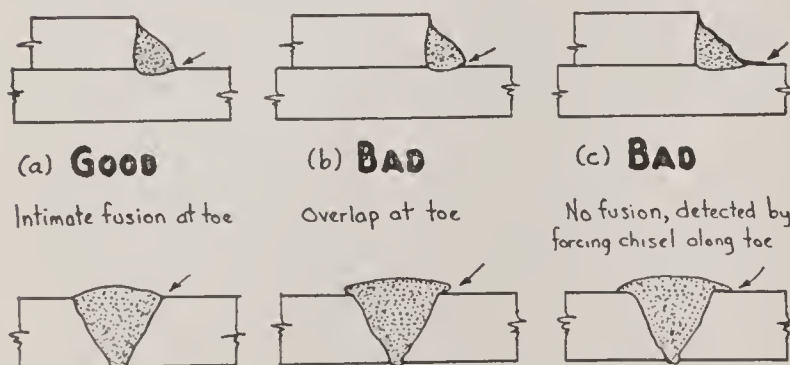


FIG. 3

and specifications. The surface of previously deposited welds shall be cleaned of oxides or slag before any reinforcing weld metal is applied.

6.3 SHAPE.

- 6.3.1 Welds shall conform in shape to those shown on Figs. 3a and 4a and shall not be undersized.
- 6.3.2 Surfaces of weld shall be reasonably smooth and uniform in contour. Weld metal along the toe of the weld shall not overlap the base metal surface but shall form an intimate contact therewith as shown in Figure 3.
- 6.3.3 **INTERNAL QUALITY.** The weld metal shall be sound throughout and shall be free from oxides, non-metallic inclusions and gas pockets. The weld metal shall be thoroughly fused with the base metal along all surfaces and edges of union, and shall penetrate into the root of the weld, as shown in Fig. 4a.

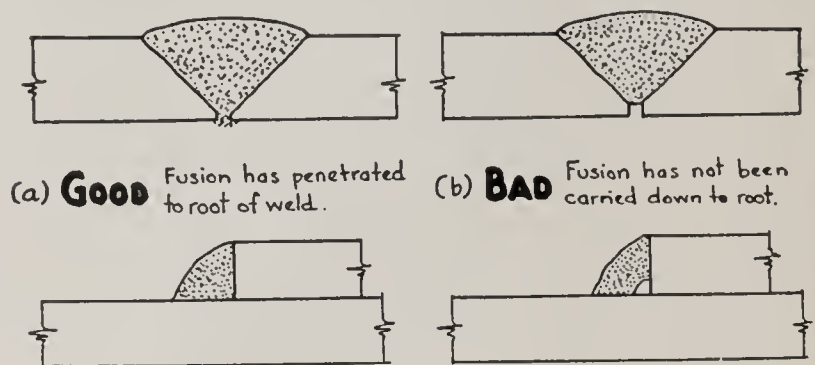


FIG. 4

- 6.3.4 **WELD ENDS.** The ends as well as the body of the welds shall conform to all the requirements of Rule 6.

Rule 7. Specifications and Tests of Welding Materials.

- 7.1 Structural steel shall conform to A.S.T.M. Specifications A-7-36 or A-9-36.
- 7.2 Filler metal (electrodes or welding rods) shall conform to all requirements of A.S.T.M. Specifications A205-37.T and the Borough Superintendent may accept certified test results from a reputable manufacturer that tests have been made in conformance with these specifications.

Rule 8. Gas Cutting of Structural Steel.

C26-526.0 (a) to (g) of the Administrative Code (8.6.3.2.1-7 inc.).

- 8.1 Contractors desiring to do gas cutting shall be required to satisfy the Borough Superintendent as to their ability to produce satisfactory gas cuts.
 - 8.1.1 Gas cutting shall be done by one experienced in this work and under the continual supervision, as provided in 9.1.
- 8.2 Gas cutting on any member while it is carrying stress is prohibited (except for detail cutting to correct minor fabricating errors where the removal of metal resulting from such detail cutting would leave unimpaired the required strength of the members to be cut).
 - 8.2.1 Any field cutting of structural members to provide openings or to remove portions of flanges shall not be done, unless provided for in the design.
- 8.3 Gas cut edges shall be smooth and regular in contour.
- 8.4 Gas cutting may be used in the preparation of base metal parts for welding provided the edges are thoroughly cleaned after cutting so as to expose clean steel.
- 8.5 Gas cutting to replace the milling of surfaces is prohibited.

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- 8.6 Gas cutting of holes in a member designed without provision therefor is prohibited.
- 8.7 The radii of re-entrant gas cut fillets shall be as large as possible and at least one inch. To determine the net area of members so cut, one-eighth inch shall be deducted from gas cut edges.

Rule 9. Supervision and Inspection.

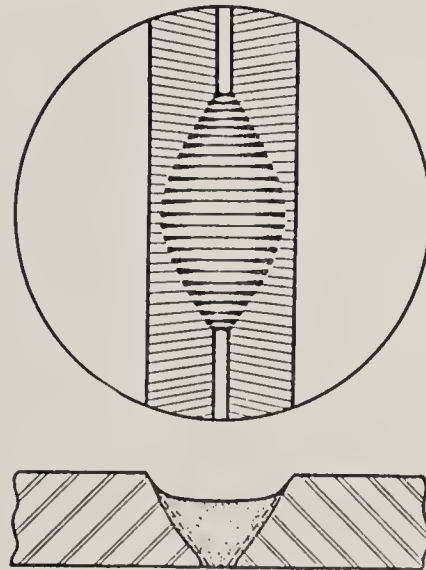
- 9.1 Any welding to be done on a structure or any part thereof shall be performed under the supervision of a representative of a standard testing agency or an inspection agency responsible to the owner or licensed architect or licensed engineer. Such agency shall be acceptable to the Borough Superintendent.
- 9.1.1 The Borough Superintendent may, in the case of minor welding operations, including stairs and fire escapes, waive the requirements for inspection by a testing agency or inspection agency, if in his judgment such inspection may be adequately made by an inspector of welding employed regularly in the Department of Housing and Buildings.
- 9.2 The agency as provided for in 9.1 shall take adequate means to assure that the preparing, gas cutting, assembling and welding of the joints of the structure conform to the design and that the resulting structure is free from deficiencies and injurious defects. He shall keep and submit daily to the licensed architect or licensed professional engineer responsible for the work adequate records of the progress of the work, of difficulties experienced, and of his decision of acceptance and rejection. His records shall allocate a definite and personal responsibility for his acceptance of every weld as to size, location, type of filler metal used and quality of workmanship, and shall evidence that no weld called for in the design has been omitted. He shall require that each welder stamp his identification symbol on his work, and the inspector after inspecting each weld shall do likewise.
- 9.2.1 He shall inspect for defects and irregularities, plate cracks adjacent to or behind welds crater cracks or cracks in the weld metal.
- 9.2.2 He shall gauge all welds for deficiency of throat or other critical cross-section.
- 9.2.3 He shall carefully observe and reject undercutting, overlap or lack of fusion at edges of weld, lack of penetration, or porosity, location of craters, size and shape of bead, and order occasional chipping to determine penetration and correct all or any irregularities of workmanship contrary to the design.
- 9.3 The contractor who is to do welding shall be approved by the Borough Superintendent. He shall submit to the Borough Superintendent a statement that the work will be done in accordance with these rules and the Administrative Code and shall include in such statement, the detailed procedure he proposes to follow, which shall include the following:
- That each welder or group of welders shall be under the continual supervision of an experienced foreman.
- That only welders qualified under these rules be employed. Each welder shall exhibit, when required, his Certificate of Qualification.
- That each welder shall be provided with proper gauges to check his work.
- That the foreman shall be able to read blueprints and shall lay out and allocate the work each welder is to perform and he shall carefully observe the burn-off of the electrode; the fusion, and penetration of crater; the formation of the bead; and the sound of the arc.
- That only the base metal and filler metal conforming to the job specifications and these rules be used.

That the welding equipment furnished shall have proper characteristics to allow good work.

That whenever deemed necessary by the Borough Superintendent, such tests of the finished welds, shall be made as required by him.

Rule 10. Workmanship on Welded Structures.

- 10.1 The arrangement of the joints to be welded shall be such as to enable the operator to have an unobstructed view of the surfaces to be welded at all times during the welding operation.
- 10.2 Welds found deficient in dimensions, but not in quality may be enlarged by additional welding. Where a deficient weld renders the weld inaccessible or has caused new conditions which would make reinforcement dangerous or ineffectual, the weld shall be removed and original conditions restored or in lieu thereof a revised design, correcting this condition shall be submitted to the Borough Superintendent. Any weld found deficient in quality, size or made contrary to the requirements of these rules shall be removed by chipping or melting and shall be remade. The weld metal shall be removed throughout its depth to clean base metal. A cracked weld shall be removed throughout its entire length.
- The cutting or chipping of a weld shall not extend into the base metal. In removing welds, care shall be taken not to burn or otherwise injure the base metal and after melting the exposed base metal shall be cleaned by chipping and wire brushing.
- 10.3 TACK-WELDS. In making tack-welds, the same precautions should be observed as when starting welds. Where a designed weld will later be made over the tack-weld, the tack-weld shall be made with the same care as required for designed welds.
- Whenever tack-welds are located where a designed weld will later be made, they shall be made according to the foregoing requirements. When encountered in the final welding operation, they shall be thoroughly fused in with the final weld. Tack-weld should be thickest at the center and should taper at both ends for convenience in carrying the regular weld over the tack-weld (see Fig. 19).



Section Through Tack-Weld

FIG. 19

- 10.4 Surfaces to be welded shall be free from mill scale, rust, paint or other foreign matter. A thin coat of linseed oil or its equivalent over the surfaces to be welded need not be removed. These provisions shall apply to new structures and where new steel is to be welded to steel in any existing structure.
- Structural steel shall not be painted on any areas where shop or field welding is to be performed except that a coat of linseed oil without pigment may

RULES

be used for temporary protection. However, structural members which have been painted, may be welded, provided that the paint is completely removed from the areas to be welded. Parts which are welded in the shop, to be erected by bolts or rivets, shall receive the usual painting if any is required after the shop welding is finished. Parts to be field welded shall receive a coat of linseed oil after shop work is completed, and after erection and field welding, they shall be given two coats of acceptable metal protection if painting is required. C26-522.0 of the Administrative Code (8.6.2.10).

10.5 Where rivets are under load there shall be no welding at the connections between structural members so riveted unless precautions are taken to prevent loss of tension of rivet in a manner approved by the Borough Superintendent. See 3.11.5.

10.6 In assembling and during welding the component parts of a built up member shall be held by sufficient clamps or other adequate means shall be employed for temporarily fastening the members together and bracing the framework until the joints are welded. This shall consist of erection bolts or positive devices imparting sufficient strength and stiffness to resist all temporary weights and lateral forces, including wind.

For all welded structures, erection bolts, or equivalent means shall be employed for temporarily supporting the members, and existing loads, and for insuring proper alignment.

The temporary support of girders carrying columns or other heavy loads shall be made rigid by such means as shall be designed by the licensed architect or licensed professional engineer in charge and approved by the Borough Superintendent.

In tier building erection, members shall not be erected more than two tiers, or more than one-column length above any column connections yet unwelded.

10.7 The welder shall be protected by adequate covering against high winds, rain, snow or sleet.

Where there is an accumulation of water, ice, or snow in the joint to be welded same shall be removed and the joint made dry before welding.

No welding shall be done where the prevailing atmospheric temperature is below 25 degrees Fahrenheit unless the base metal at the starting point of the weld shall be pre-heated, nor in any case where the prevailing atmospheric temperature is below zero.

Rule 11. Metal Chimneys, Tanks, Stairs and Fire-Escapes.

Metal Chimneys, Tanks, Stairs and Fire-Escapes and all materials entering into their construction, when welded, shall conform to these Rules.

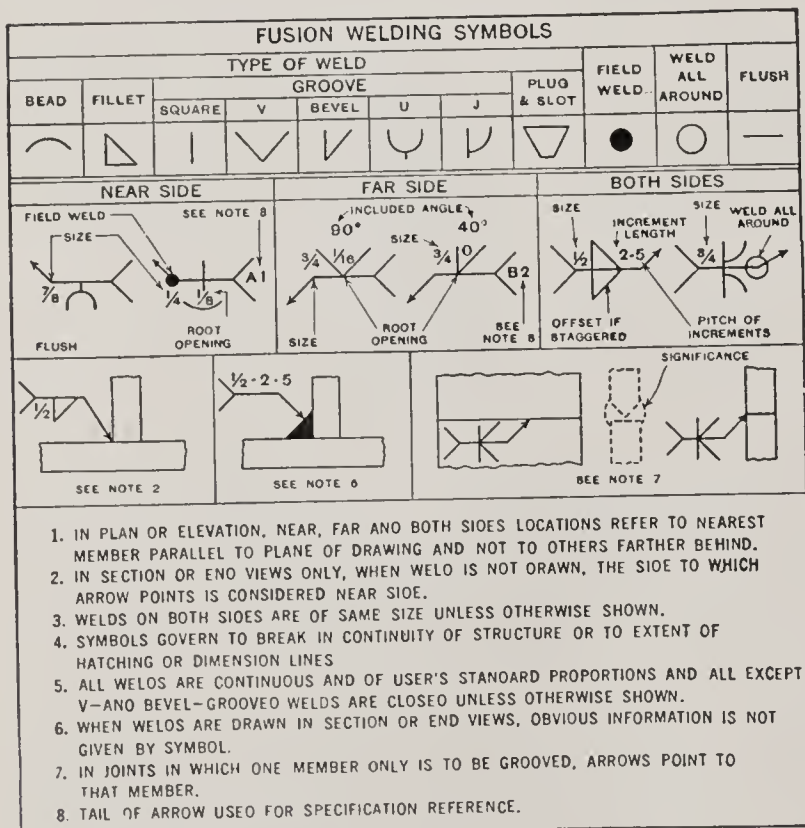
11.1 Stairs and fire-escapes shall be considered as light structural steel and where shop welded, shall have attached thereto a tag or label, affixed by the standard Testing Agency, to the effect that these Rules have been complied with.

APPENDIX.

The following is not to be considered as part of the Rules for Fusion Welding and Gas Cutting, but is printed for general information only:

I. Weld Symbols.

To provide for uniformity when plans are filed with the Borough Superintendent symbols for fusion welding and a method of showing them on drawings shall be as shown in figure 1.



RULES

relieved specimens. The fact that a filler metal test requires stress-relief signifies only that it must develop the strength required regardless of stress-relief and not that stress-relief must always be used in actual work. Stress-relieving shall be within the range of 1100 to 1200 F. for 1 hr. per 1 in. of thickness. Gas-welded specimens may be heat-treated at higher temperatures than the temperature specified above for stress-relief.

b It is immaterial how these high physical properties are obtained, that is, whether by carbon-steel filler metal with manganese and silicon contents or by the use of some other alloying elements, but the total amount of such other elements shall be less than 4 per cent.

CHEMICAL COMPOSITION.

The filler metal shall be capable of depositing metal conforming to the following requirements as to chemical composition:

Phosphorus, max., per cent.....	0.04
Sulfur, max., per cent.....	0.04

CHEMICAL ANALYSIS.

For arc-welding electrodes, the sample for analysis shall be prepared as follows: A specimen of standard base metal (see Table 1) of sufficient size, shall be prepared, and a pad of five superimposed layers of arc metal deposited thereon. The fifth or top layer shall be ground or machined away and discarded. The fourth layer shall be carefully milled off and used for the analysis specified.

For gas-welding rods, the sample for analysis may be prepared as described in preceding paragraphs, except that three layers shall be considered sufficient and the top layer used for the analysis, or analysis may be made of the welding rod. In the latter case, ten rods shall be selected at random from the lot, and milled in such manner as to represent the entire cross-section.

TEST SPECIMENS.

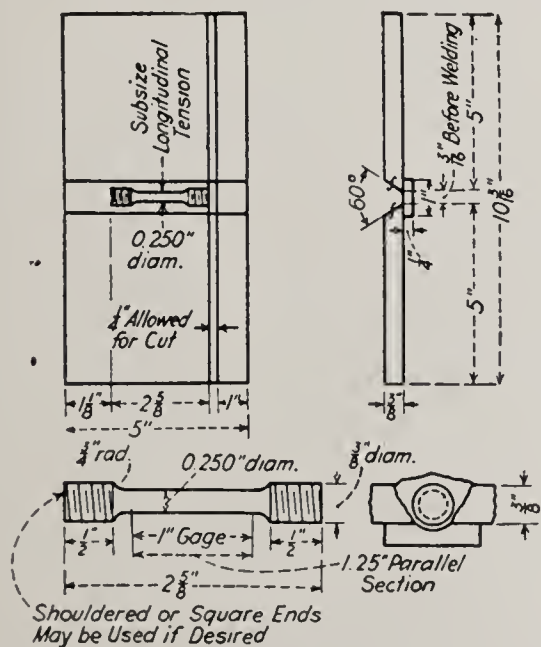
ALL WELD METAL TENSION TESTS. The deposited metal shall conform to the minimum tensile properties specified in Table 1.

SPECIMENS (Test).

From each lot of each size of filler metal, a sufficient number of electrodes or welding rods shall be selected at random and a deposited metal specimen prepared. The specimen shall be prepared in accordance with its proposed use.

For 1/16, 3/32 and 1/8 in. filler metal, a plate 3/8 in. in thickness shall be prepared as illustrated in Fig. 5 and the sub-size all-weld tension specimen prepared as shown.

For 5/32 in. and larger sizes of filler metal, a plate 3/4



NOTE 1.—The above plate shall be used for 1/8-inch filler metal.
NOTE 2.—Welds shall be deposited in either layers or beads.
NOTE 3.—Welds in vertical position shall be deposited upwards.
NOTE 4.—Electric welds shall cool to at least 100 F. between the deposition of each layer or bead.

Test Plate for 1/8-in. Diameter Filler Metal and Method of Machining Specimen.

FIG. 5

in. in thickness shall be prepared as illustrated in Fig. 6 and the tension specimen prepared as shown.

Test plates shall be so supported that warping due to welding shall not throw the finished test plate out of line by an angle of over 5 deg. If plates are warped, they shall be straightened cold before being stress-relieved where required.

SPECIAL TESTS. The Borough Superintendent or his representative may require such additional standard tests as will properly develop the strength of the filler metal.

RETESTS. If any tension test specimen fails, additional test plates shall be prepared at the direction of the inspector.

ELECTRODES FOR MANUAL WELDING. In the case of coated or covered electrodes for manual welding, about 1 in. of the electrode shall be bare or free from coating at the one end for making contact with the holder. The arc end shall be sufficiently bare to permit easy striking of the arc, but the length of the bare portion of the arc end, measured from the end to the point where the full cross-section of the coating obtains, shall not exceed one nominal diameter.

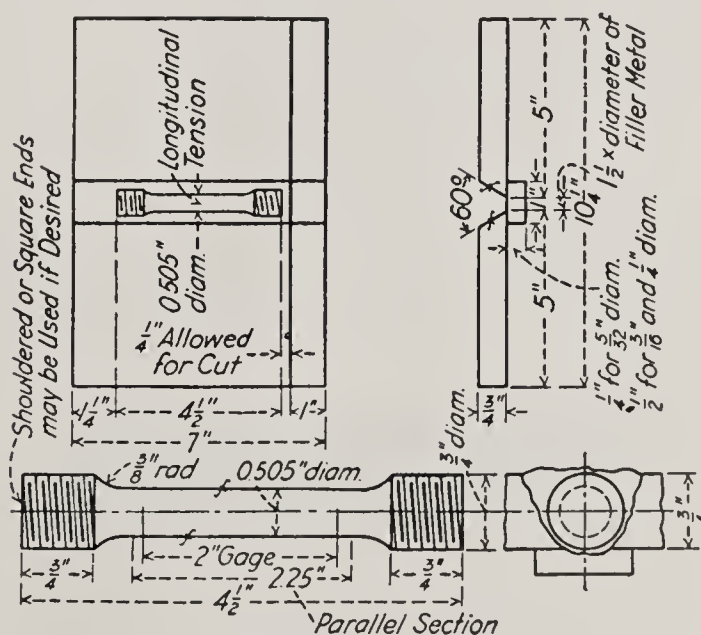
PREPARATION OF FILLER METAL.

Uncoated filler metal and the core of coated or covered filler metal shall be of uniform quality free from injurious segregation, oxides, pipe, seams or other irregularities.

On coated or covered filler metal, the coatings and coverings shall be such that they are not readily damaged by ordinary handling and shall be of commercially uniform thickness and shall present a workmanlike appearance. Coatings and coverings shall be free from injurious scabs, blisters, abnormal pockmarks, bruises or other surface defects.

The surface of gas-welding rods and bare electrodes shall be smooth and free from harmful scale, oil, or grease and shall be plain or copper finished, as specified.

Cross-sectional dimensions shall not vary from that specified by more than 3 per cent.



NOTE 1.—The above plate shall be used for filler metal 5/32-in. in diameter and larger.

NOTE 2.—Welds shall be deposited in either layers or beads.

NOTE 3.—Welds in vertical position shall be deposited upwards.

NOTE 4.—Electric welds shall cool to at least 100 F. between the deposition of each layer or bead.

Test Plate for Filler Metal 5/32-in. in Diameter and Larger and Method of Machining Specimen.

FIG. 6

REQUIREMENTS FOR ARC WELDS

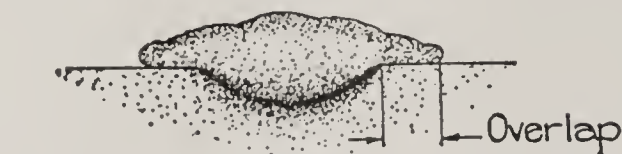
III. Bare and Lightly Coated Electrodes.

WELDING ARC. Unsound welds insufficient penetration and overlap in general resulting from improper arc

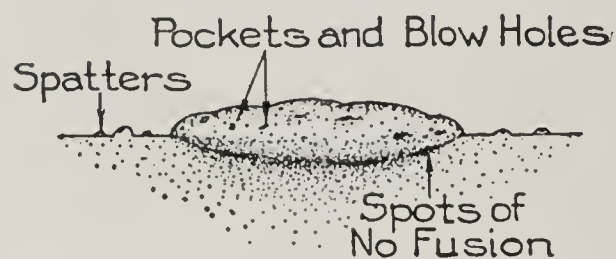
RULES

length and amount of current and incorrect rate of travel, are prohibited. The characteristics of these different conditions are illustrated in Figs. 7 and 8.

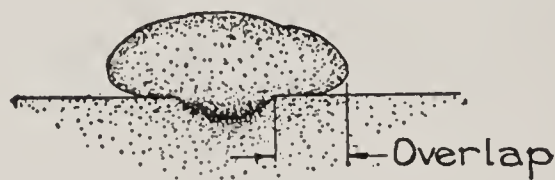
FIG. 7



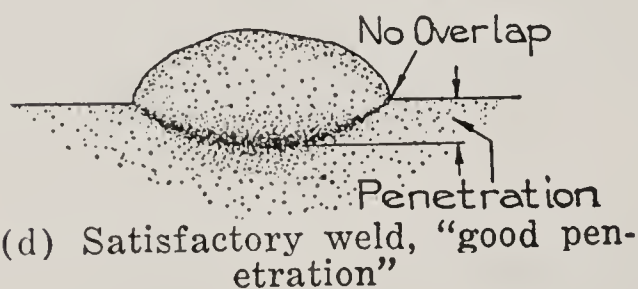
(a) Welding arc has traveled along too slowly



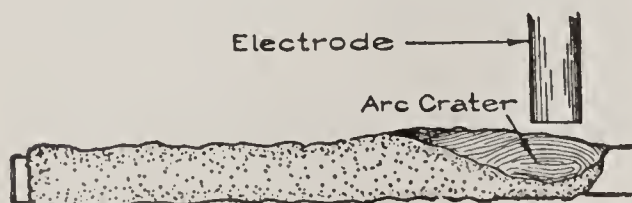
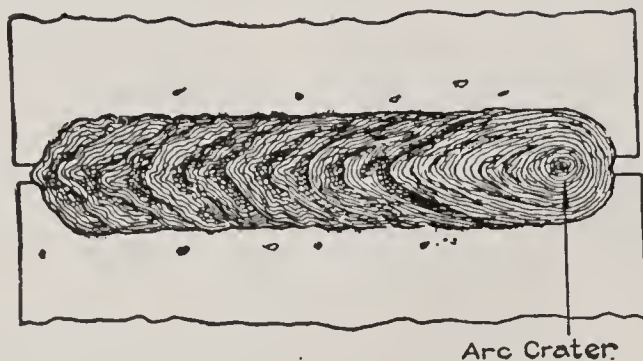
(b) Too long arc used or too rapid travel



(c) Not enough heat used



DEPTH OF CRATER. The depth of arc crater should not be less than 1/16 in. (see Fig. 8).



Longitudinal section of deposited metal showing penetration and arc crater.

FIG. 8

LENGTH OF ARC. In manual metal arc-welding, proper fusion, penetration and soundness of weld shall be secured by using as short an arc as can be maintained for each form of weld. A typical example of proper arc length for given thickness of base metal and for a 3/8-in. fillet weld is shown in Fig. 9. When properly manipulated, the arc will throw a steady shower of small sparks, and (in the case of bare electrodes) will be accompanied by a regular, crackling, snappy sound with fractional intervals less than

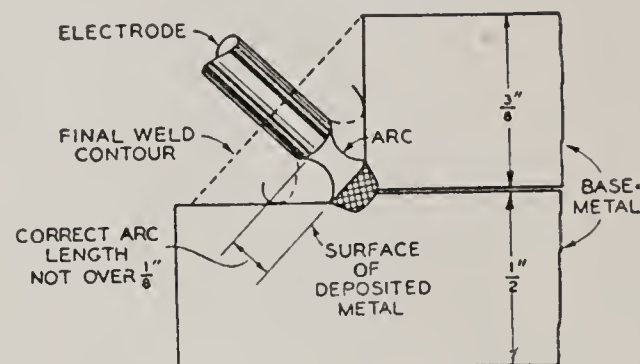


FIG. 9

one-half second between explosions. With a given current, the length of arc depends upon the arc voltage which should not exceed 20 volts.

CURRENT. The amount of current shall be such as will best suit the arrangement and the thickness of the base metals to be joined. Sizes and current values shall conform to those given in Table 2. In special cases other approved sizes and currents may be specified, when permitted by the Borough Superintendent. The current and voltage used shall be measured by suitable meters, either mounted on the arc welding machine panel, or portable, for use at the point of welding. Allowance shall be made for line drop where the meters are not adjacent to the point of welding.

Table 2—Current Values and Sizes of Bare and Lightly Coated Electrodes for Various Sizes of Welds

Size of Weld In.	Minimum Number of Layers	Electrodes and Current Values
1/4	1	In all these cases use either 5/32-in. electrodes with 160-180 amps., or 3/16-in. electrodes with 180-225 amps.
3/8	1	
1/2	2	
5/8	2	
3/4	3	

MANUAL OPERATION OF ARC. The arc shall be started by drawing a long arc momentarily to preheat base metal before deposition of filler material to insure thorough fusion at start of weld or it shall be started moving a short arc rapidly back and forward over a limited area at start.

In case of a long weld where more than one electrode is used, the arc shall be re-started about 1/4 in. to 3/8 in. ahead of the crater, going back over the crater to properly fill it and keep a uniform contour, thus insuring proper preheating as in start of weld.

On single layer welds the arc shall progress with either a straight forward motion or an oscillatory motion depending on size of joint to be filled to bring it up to proper contour and insure proper fusion in root zone.

In multi-layer welding the first layer shall be deposited by moving the arc in a straight forward motion to secure proper fusion in the root zone, while subsequent layer shall be deposited with an oscillatory motion to build up the weld to the proper contour. The first layer shall b

RULES

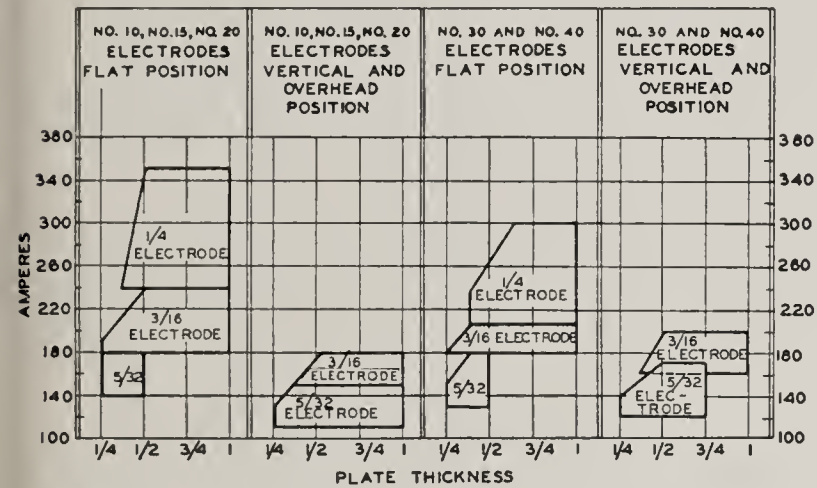
made with an electrode small enough to get thorough penetration at the root zone.

Each layer shall be thoroughly cleaned by brushing or chipping to remove all excess scale and oxides before depositing succeeding layers. The surface of each layer shall be reasonably smooth and uniform in contour.

IV. Heavily Coated Electrodes.

WELDING PROCEDURE. In making welds with heavily coated electrodes the procedure recommended by the manufacturer of the electrodes being used shall be followed, but if such instructions are not available, the procedures given below shall be followed.

CURRENT. The amount of current shall be such as will best suit the arrangement and the thickness of the base metal to be joined. The current ranges in Fig. 10 are given as a guide in selecting the best operating conditions for various electrode sizes and plate thicknesses for flat, vertical and overhead welding. In special cases, other approved sizes and amounts of current may be specified. The current and voltage used shall be measured by suitable meters, either mounted on the arc welding panel, or portable, for use at the point of welding. Allowance shall be made for line drop where the meters are not adjacent to the point of welding.



Current Values and Sizes of Heavily Coated Electrodes for Various Plate Thicknesses for Manually Welded Operations.

FIG. 10

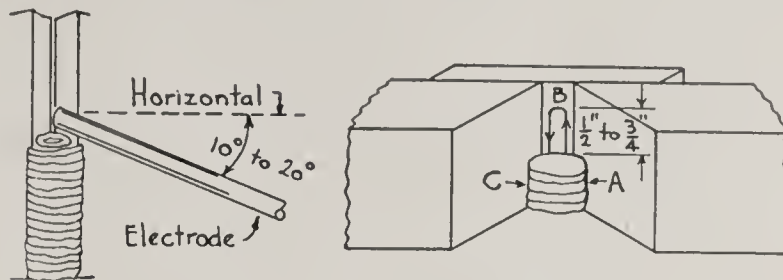
WELDING PROCEDURE FOR FLAT BUTT WELDS. In making butt welds on bevel joints, weave the electrode from one side of the joint to the other. This weaving may not be necessary on the first pass. These oscillations shall be regulated so that the weld metal fuses into the side walls without directing the arc against the walls. This shall be accomplished by pointing the electrode downward and allowing the outer edges of the arc to play lightly on the walls. A stay shall be made long enough on the turns to insure complete fusion into the side walls.

The travel speed shall be regulated to limit the thickness of the layer per pass to not more than $\frac{1}{8}$ in.

WELDING PROCEDURE FOR VERTICAL AND OVERHEAD BUTT WELDS. One-eighth ($\frac{1}{8}$)-in. and $\frac{5}{32}$ -in. diameter electrodes should be used in the vertical and overhead welding positions, but the $\frac{3}{16}$ -in. diameter may be used in vertical welding when necessary.

Vertical welds shall be made by welding upward. The first pass should be started by oscillating or weaving the electrode from side to side (Fig. 11A) to produce a weld metal bridge across the "V." Then the arc is to be moved rapidly upward for $\frac{1}{2}$ to $\frac{3}{4}$ in. along the bottom of the "V" (Fig. 11B) drawing a long arc (about 30 volts), and then back down to the crater again (Fig. 11C), shortening the arc to its previous length. The movement up and down should require about $\frac{1}{3}$ sec. and should be easily accomplished with a bending action of the wrist. Its purpose is

to allow the molten metal in the pool to solidify and to preheat the plates ahead of the crater.

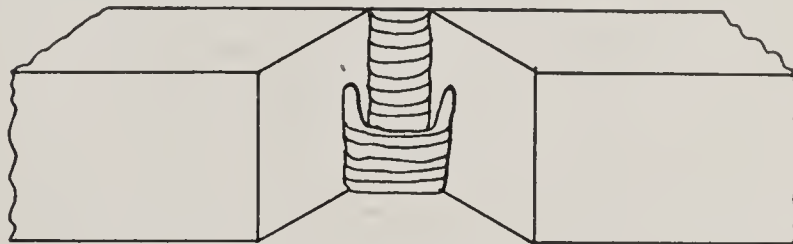


Vertical Butt Weld—First Layer.

FIG. 11

The above cycle of operation shall be repeated all the way up, each time depositing a thin layer of metal on top of the preceding layer. The travel speed on the first pass shall be regulated to limit the deposit to the equivalent of about a $\frac{1}{4}$ -in. fillet weld. On succeeding passes, the thickness shall not exceed $\frac{1}{8}$ or $\frac{5}{32}$ in. The successive passes shall be made by this up and down technique or by successive horizontal weaving.

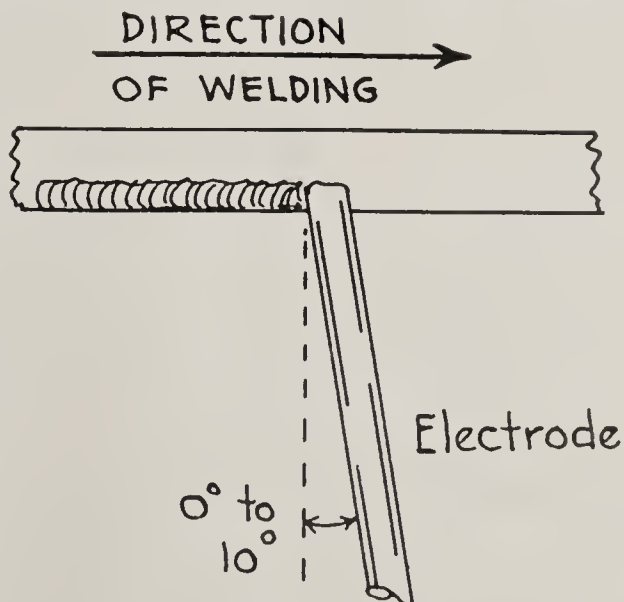
If, in making the second and succeeding passes, a procedure similar to that of the first pass shall be used, the motion (Fig. 12) to be across the pool or shelf, then upward and back at one side of the "V," then across the shelf to the other side, and up and back to the shelf again. The up and down motions shall be done rapidly, lengthening the arc while doing so. If the procedure of weaving straight across is used, it shall be similar to the above except that the up and down motion at each end of the shelf is eliminated.



Vertical Butt Weld—Second Layer.

FIG. 12

For overhead butt welds, the procedure shall be the same as that previously described for vertical welds. The electrode shall be pointed upward and sometimes leaning slightly forward as shown in Fig. 13. A shelf on which to work shall be deposited at the start and the cycles of operation shall be the same as those for vertical welding.



Overhead Butt Weld.

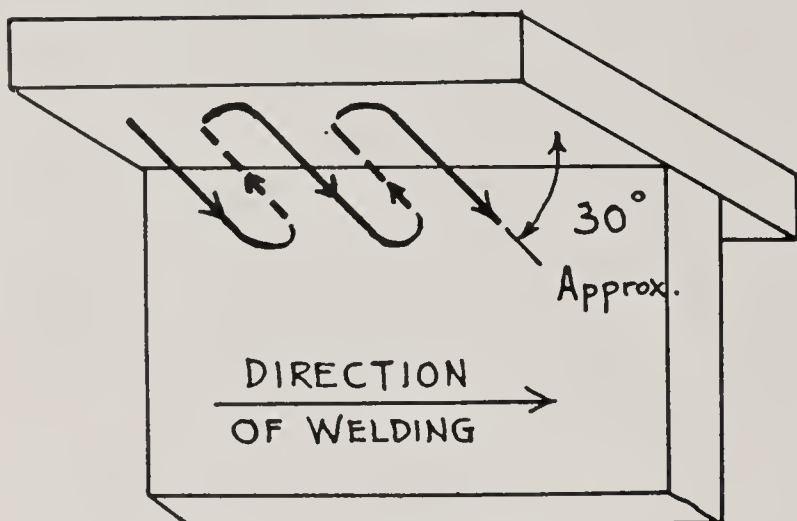
FIG. 13

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WELDING PROCEDURE FOR FLAT AND OVER-HEAD FILLET WELDS. For light fillet welds ($\frac{1}{4}$ in. or less) and the first pass of multiple pass welds, the electrode shall be moved only in the direction of travel. The second and successive passes or heavy single-pass welds ($\frac{3}{8}$ in. for example) shall be made by weaving the electrode in a plane making an angle of about 30 degrees with the underside of the plate, as shown in Fig. 14. The solid line represents actual welding. The dotted line represents an upward skip done in about $\frac{1}{3}$ sec.

WELDING PROCEDURE FOR VERTICAL FILLET WELDS. Vertical fillet welds shall be made in the same manner as vertical butt welds.

WELDING PROCEDURE FOR MULTI-LAYER FILLET WELDS IN ANY POSITION. In certain cases fillet welds in sizes up to $\frac{3}{8}$ in. may be made in a single pass by holding the electrode at a suitable angle and moving it along at a uniform rate. Where the fillet weld

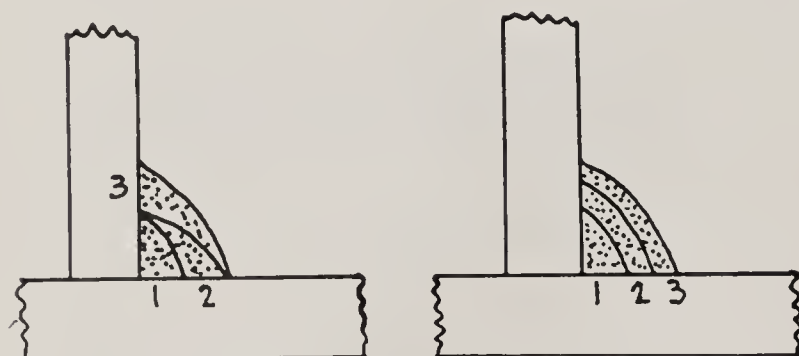


Overhead Fillet Weld.

FIG. 14

requires more than one layer, the second and subsequent layers shall be deposited as a complete spread over the previously deposited metal or in two or more parts as shown in Fig. 15.

ALTERNATE METHODS OF MAKING MULTI-LAYER WELDS



Flat, Vertical, or Overhead Fillet Weld.

FIG. 15

V. Requirements for Gas Welds.

WELDING FLAME. Torches may be either single or multiple flame. The adjustment of the welding flame shall be the same as used in the qualification tests.

The size of the inner cone or inner cones shall be regulated for varying thicknesses of base metal so that the proper amount of heat and flame condition is obtained to

properly perform the welding operation. The criterion for welding flame regulation is that the inner cone or inner cones should be of a size and character which produce sufficient heat to maintain the welding puddle in a quiet molten state, and to cause fusion of the welding puddle with the base metal.

The orifice of the welding tip shall be kept clean at all times during the welding operation so that the regular and symmetrical inner cone or cones can be maintained.

WELDING ROD. The size of the welding rod to be used shall be such that the rod shall be of sufficient diameter to maintain the welding puddle in a quiet molten state.

STARTING WELDS. In starting a weld, the base metal shall be heated to a dull red for a distance of from 1 to 2 in. along the joint so that the point of welding can be brought to the fusion temperature evenly before welding rod is added. If the weld is stopped for any reason, the same precautions should be observed upon restarting.

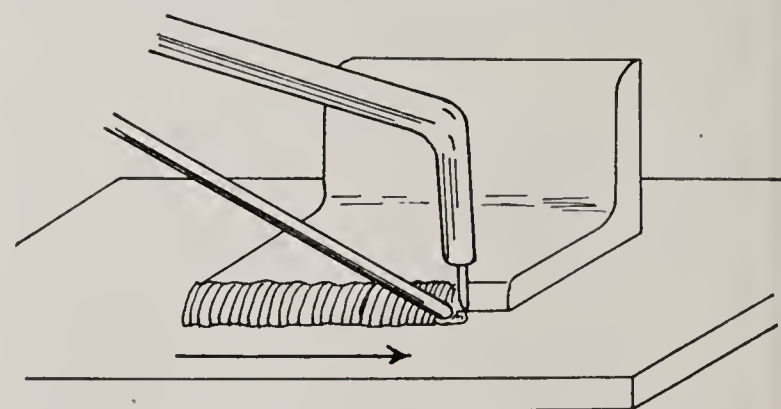
WELDING TECHNIQUE—GENERAL. The welding torch and welding rod shall be manipulated so as to maintain a definite puddle of molten weld metal without overheating either the base metal or deposited metal. The end of the welding rod shall be kept within the limits of the puddle at all times, particular care being taken not to disturb the rear edge of the puddle which might cause slag on the surface to become entrapped in the weld metal. In manipulating the flame, the tip of the inner cone shall preferably not touch either base metal, puddle or welding rod.

Either backhand or forehand technique may be employed. The various positions of welding rod and flame with respect to each other in backhand and forehand techniques are illustrated in Figs. 16 and 17.

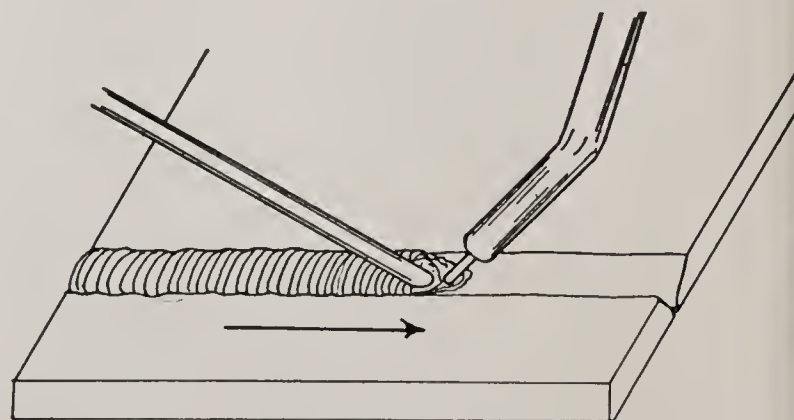
In carrying the puddle forward, the base metal surfaces just in advance of the puddle shall be prepared for fusion with the puddle by melting sufficient surface metal to remove oxides and expose sound base metal. In some cases this depth of melting may be $\frac{1}{32}$ in. or less. Manipulation of the rod and flame in controlling the puddle shall

FIG. 16

Position of Rod and Flame in Backhand Technique. Arrow indicates direction of welding.

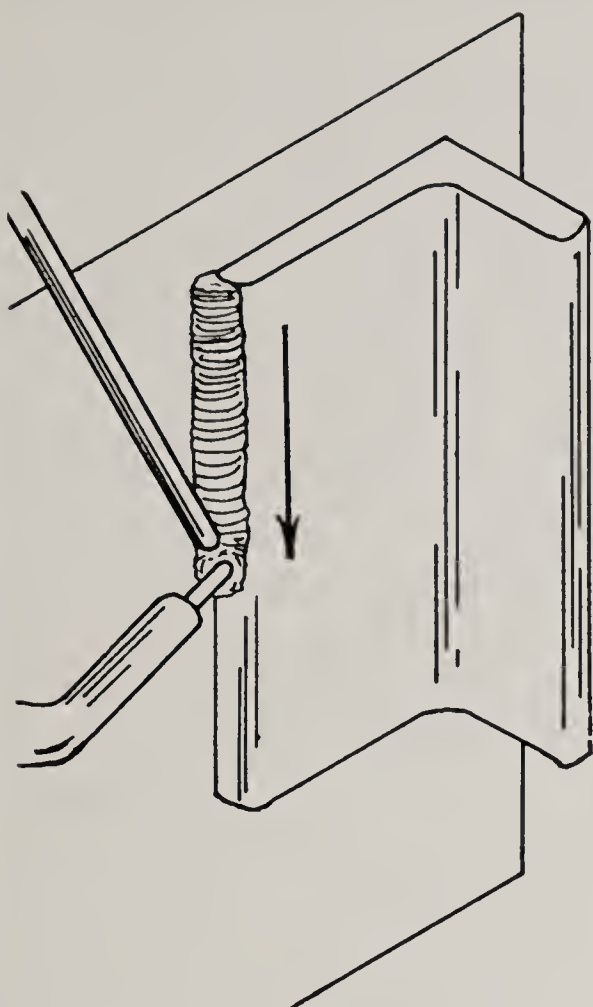


Fillet Weld—Flat Position.

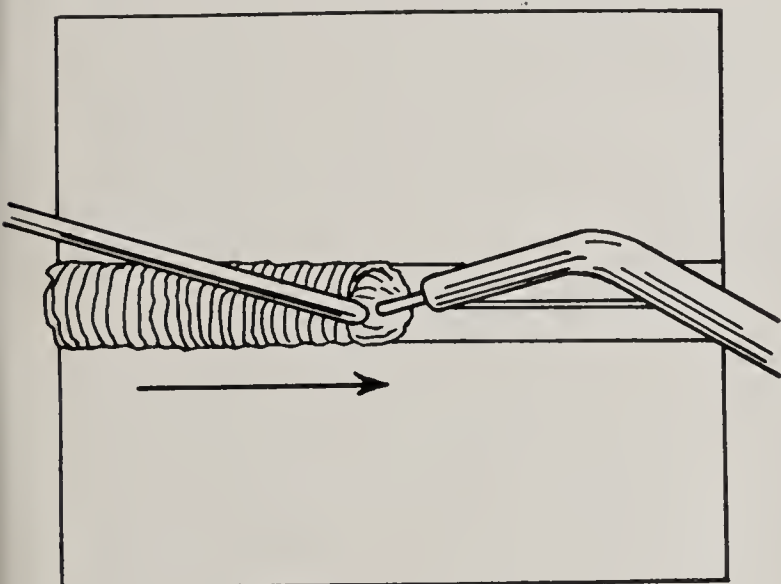


Butt Weld—Flat Position.

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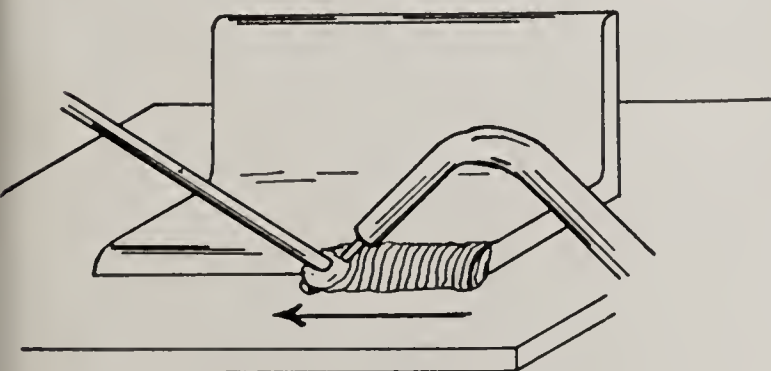
Fillet or Butt Weld—Vertical Position.



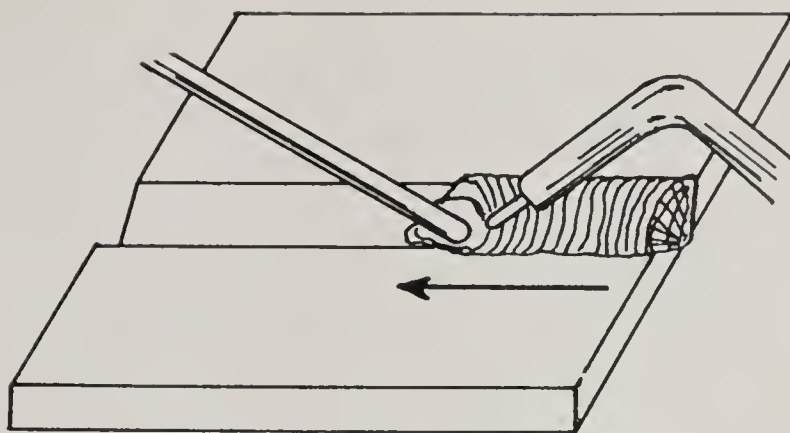
Fillet or Butt Weld—Horizontal Position.

FIG. 17

Positions of Rod and Flame in Forehand Technique.



Fillet Weld—Flat Position.



Butt Weld—Flat Position.

be such that at no time is molten metal from the puddle permitted to flow ahead until this melting has occurred.

For welding in positions other than flat, it shall be permissible to carry a fairly shallow puddle for convenience in controlling it. When using backhand technique, this shall be done by distributing the molten metal in the puddle with the end of the welding rod, providing the puddle is kept sufficiently molten so that surface oxides do not become entrapped in the weld.

FILLET WELDS. When fillet welding in the flat position, there is a tendency for the top plate to melt before the bottom plate. This shall be avoided by pointing the flame more against the lower plate as shown in Figs. 16 and 17. It is essential that fusion be secured at the inside corner or root of the joint, the welding rod and inner cone shall be manipulated so this result will be secured. If desired, the welding rod may be stirred lightly, well within the bounds of the puddle, to maintain a shallow puddle and distribute the molten metal so as to obtain readily welds of proper size and shape.

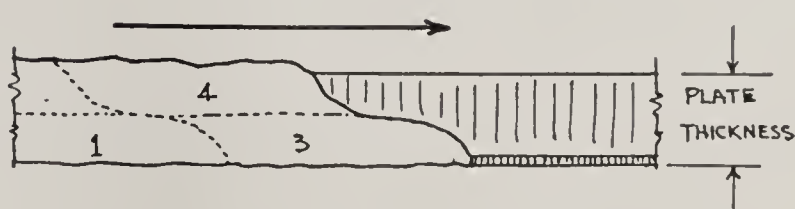
BUTT WELDS. When butt welding in the flat position, manipulation of rod and inner cone shall be such that the bottom of the vee is fused together at the same time but in advance of the upper walls of the vee so that the weight of the puddle does not cause molten metal to sag inside the joint. Where spacing of the joint exceeds $\frac{1}{6}$ in., it is allowable to weld the bottom of the vee together in a separate operation, $\frac{1}{2}$ in. to 1 in. at one time ahead of the principal point of welding.

MULTI-LAYER WELDING. Multiple layer welding may be used in place of single layer welding for all positions of welding and thicknesses of metal, but especially for welds of larger size. The criterion shall be the size of puddle that can most effectively be carried by the welder for the particular position of welding. If the completion of a weld in one layer requires a puddle larger than indicated by this criterion, two or more layers shall be made.

The layers of the weld may be made continuously for the full length, or the welding may be done by the "step" method illustrated in Fig. 18.

FIG. 18

"Step" Method of Multi-Layer Welding.

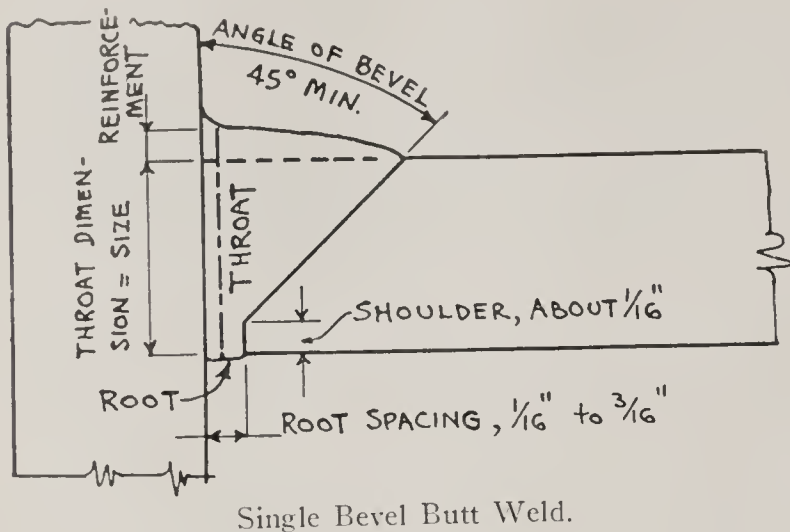


Sequence of "Step" Welds Shown by Numbers.

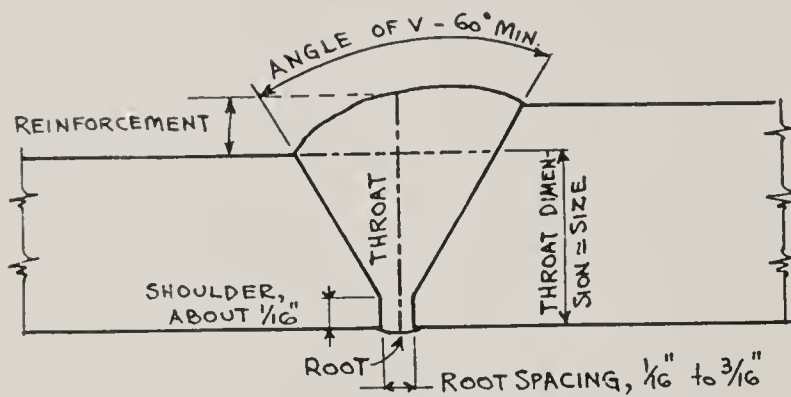
VI. Illustrations of Butt and Fillet Welds.

RULES

FIG. 20

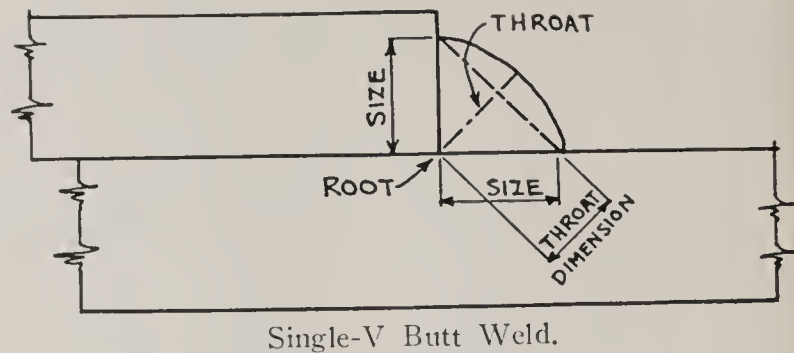


Single Bevel Butt Weld.

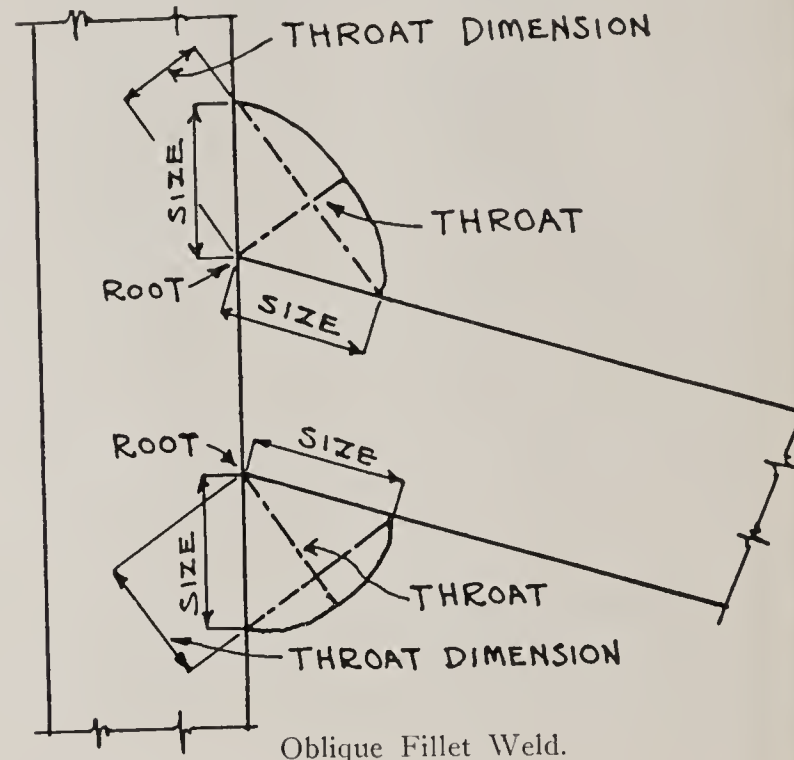


Right Fillet Weld.

FIG. 21



Single-V Butt Weld.



Oblique Fillet Weld.

NOTICE

WARNING

Notice is hereby given to all appellants and applicants, and to all lawyers, architects and engineers representing owners or lesses in proceedings before the Board—

First. That if they do not appear in person or by representative at the hearing of their case, dismissal for lack of prosecution is likely to result.

Second. That due and ample notice of the date set for hearing is provided in the publication in this BULLETIN of the calendars of the Board, each case being set down by Calendar Number and the premises under the date of the hearing.

Third. That no plea of ignorance of the date of the hearing can be entertained in view of this publication and of the posting of the calendars on the bulletin board in the

offices of the Board and of the further publication of the calendars in the daily press.

Fourth. That no one is entitled to written notice of the date for the hearing in his case, and that the plea of failure to receive such notice is no excuse for neglect to appear.

Fifth. That the business of the Board is to dispose of cases promptly; therefore, no appeal or application will be held in abeyance by reason of failure of the appellant or applicant to file necessary data, or by any other method of delay.

Sixth. That no appeal or application will be accepted for filing unless, at the time of filing, all papers, plans and data required by law are supplied, as specified on the blank appeal or application forms.

FORMS FOR NOTICE TO PROPERTY OWNERS

Applicants, under the building zone resolution, are entitled to one copy of Form 7NO.

If they desire additional copies, for their own convenience in notifying property owners, they may obtain such

copies at the office of the Board of Standards and Appeals, Room 1018, Municipal Building, Manhattan, at three cents each—postage to be added if the forms are forwarded by mail.

BULLETIN

OF THE

BOARD OF STANDARDS AND APPEALS

CITY OF NEW YORK

Issued under authority of Chapter 27, Section 665 of the Charter of the City of New York.

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JANUARY 12, 1943

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No. 2

DIRECTORY

BOARD OF STANDARDS AND APPEALS

HARRIS H. MURDOCK, Chairman

BERNARD A. SAVAGE

CHARLES M. BLUM

CHIEF JOHN E. GUNN

JOSEPH J. DOYLE, *Chief Clerk*

OFFICE—Municipal Building, Rooms 1000 to 1018.

TELEPHONE—WOrth 2-0184.

OFFICE HOURS FOR PUBLIC—9 a. m. to 4 p. m.

Saturdays 9 a. m. to 12 noon.

Address all communications to the Chairman

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42-42-BZ, 587-42-BZ, 749-42-BZ, and 810-42-BZ.

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Affecting Calendar Numbers 753-41-BZ, 289-40-BZ,
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Smoking in Factories, Rules for.

PUBLIC HEARINGS

Tuesdays, at 10 a. m. and 2 p. m.

Special meetings as published in this Bulletin.

All hearings are held in Room 1013, Municipal Building,
Borough of Manhattan.

HOURS OF CONSULTATION

10 A. M. to 1 P. M.

Any person desiring to consult the chairman or the en-
gineers, pertaining to the work of the board, will be seen
only between the hours of ten in the morning and one in
the afternoon—Saturdays excepted

NOTICE TO APPELLANTS AND APPLICANTS

No appeal or application will be entertained in connection
with which court proceedings are pending or in progress,
unless exception is granted by the chairman, nor accepted
which is not filed within thirty days from the date of the
action of the Administrative Official.

Any communication purporting to be an appeal or appli-
cation shall be regarded as a mere notice of intention to
seek relief until it is filed on the form required by the rules
of this board.

Upon receipt of any such communication the writer will
be supplied with the official forms for presenting his appeal
or application.

At the time of filing an appeal or application, the appel-
lant or applicant shall forward a signed notice of appeal
addressed to the administrative official (either commissioner
of buildings or fire commissioner) and file with this board
a duplicate of said notice.

Appellants and applicants are advised that their plans
must indicate the points of the compass so as to establish
the true location and position of the property, the subject
of the appeal or application.

Appeals and applications will be simplified and disposition
of same expedited by conforming to these directions.

HARRIS H. MURDOCK, *Chairman*.

CALENDAR

DOCKET.

New Cases Filed up to January 5, 1943.

- | <i>Cal. No.</i> | <i>Dept.</i> | <i>Premises Affected.</i> |
|-----------------|--------------|--|
| 908-42-A | H.B.Q. | 37-09 Broadway, north side, 75 ft. west of 38th street (Block 657, Lot 4), Long Island City, Borough of Queens, Alt. 1580-42. |
| 909-42-S | H.B.Q. | 37-09 Broadway, north side, 75 ft. west of 38th street (Block 657, Lot 4), Long Island City, Borough of Queens, Alt. 1580-42. |
| 910-42-BZ | H.B.B. | 2801 West 8th street, 641 Sheepshead Bay road, northeast corner and 644 Neptune avenue (Block 7270, Lot 14), Borough of Brooklyn, Alt. 5750-41. |
| 911-42-SM | | Busch "Codepruf" Grease Trap, manufactured by G. Walton Busch and Sons, Incorporated, Material. |
| 912-42-A | F.D. | Re Transportation of Gasoline in tractor-trailer tank trucks (capacity of tank trucks not in conformity with Administrative Code Specifications governing tank trucks in New York City, Decision. |
| 913-42-A | F.D. | 1596-1604 Atlantic avenue, east side, 150 ft. north of Albany avenue (Block 1334, Lot 5), Borough of Brooklyn, 93199-L.C. and Decision. |
| 914-42-A | F.D. | 637-647 West 125th street, north side, 251 ft. $\frac{3}{4}$ in. east of 12th avenue and 634-642 West 130th street (Block 1996, Lot 14), Borough of Manhattan, Decision. |
| 915-42-A | F.D. | 50 Snediker avenue, west side, 315 ft. south of Atlantic avenue (Block 3680, Lot 51), Borough of Brooklyn, Decision re 90877-L.C. |
| 1-43-S | H.B.Bx | 175 City Island avenue, southwest corner of Early street (Block 5626, Lot 284), Borough of The Bronx, Decision. |
| 2-43-SM | | Indiana Brass Anti-Siphon Float Valve, No. 89, manufactured by Indiana Brass Company, Material. |
| 3-43-A | H.B.Q. | 29-48 Hunters Point avenue, southwest corner of 30th street (Plant Office); (Block 292, Lot 28), Long Island City, Borough of Queens, N.B. 1411-42. |
| 4-43-A | H.B.Q. | 29-38 Hunters Point avenue, southwest corner of 30th street (Gate and Change House); (Block 292, Lot 28), Long Island City, Borough of Queens, N.B. 1412-42. |
| 5-43-A | H.B.Bx | 444 West 259th street, south side, 160 ft. east of Riverdale avenue (Blocks 3423-A and 3423-B, part of Lot 140), Borough of The Bronx (Under section 35, General City Law re bed of Mapped street—Delafield avenue), Amendment to B.N. 707-41. |
| 6-43-BZ | H.B.B. | 4517-4525 18th avenue, south side, 282 ft. $10\frac{1}{2}$ in. east of 47th street (Block 5439, Lot 23), Borough of Brooklyn, B.N. 3239-42. |

7-43-S—F.D.—35-35 to 35-45 36th street, east side, 92.5 ft. north of 36th avenue (5th floor); (Block 640, Lot 4), Long Island City, Borough of Queens, 9648-L.F. and Decision.

8-43-S—F.D.—38-14 30th street, west side, 150 ft. north of 39th avenue (Block 384, Lot 22), Long Island City, Borough of Queens, Decision.

9-43-A—F.D.—36-42 Myrtle avenue and 348-354 Pearl street, southwest corner (Block 145, Lot 18), Borough of Brooklyn, Decision re 93401-L.C.

10-43-BZ—H.B.Q.—137-52 to 137-70 Queens boulevard and west side of 85th avenue, between Queens boulevard and 137th street (Van Wyck boulevard); (Block 9650, Lot 31), Jamaica, Borough of Queens, Misc. 5825-42.

DESIGNATIONS: H.B.—Department of Housing and Buildings; H.B.B.—Department of Housing and Buildings, Brooklyn; H.B.M.—Department of Housing and Buildings, Manhattan; H.B.Q.—Department of Housing and Buildings, Queens; H.B.R.—Department of Housing and Buildings, Richmond; H.B.Bx.—Department of Housing and Buildings, Bronx; H.D.—Health Department, and F.D.—Fire Department.

RULES

	Last Publication in Bulletin	
Blended Cements, Rules for Testing and Use of	Nov.	24, 1942—Vol. 27, No. 47
Carbon Dioxide Liquefier, Rules	Mar.	10, 1942—Vol. 27, No. 10
Certificates of Occupancy, approved form	Nov.	25, 1941—Vol. 26, No. 47
Concrete Flat Slabs, Rules	July	13, 1937—Vol. 22, No. 28
Concrete Masonry Units, Rules for Manufacture, Testing and Use of	June	24, 1941—Vol. 26, No. 25
Concrete Rules (Hydrated Lime)	Aug.	3, 1937—Vol. 22, No. 31
Elevator Rules	Mar.	3, 1936—Vol. 21, No. 9
Exit Rules (Revolving Doors)	June	15, 1937—Vol. 22, No. 24
Factory Exit Rules	Nov.	17, 1942—Vol. 27, No. 46
Fire Alarm Rules (Interior)	Apr.	7, 1942—Vol. 27, No. 14
Fire Drill Rules	Aug.	4, 1942—Vol. 27, No. 31
Fire-resistive, Flameproof Materials, etc., Rules for Testing of	Dec.	15, 1942—Vol. 27, No. 50
Fire Retarding Rules for Garages, etc.	Dec.	16, 1941—Vol. 26, No. 50
Fireproof Wood, Testing of	Apr.	13, 1937—Vol. 22, No. 15
Frame Garages, Ruling for	Jan.	21, 1919—Vol. 4, No. 3
Fusion Welding and Gas Cutting Rules	Jan.	5, 1943—Vol. 28, No. 1
Gas Shut-Off Rules	Apr.	7, 1925—Vol. 10, No. 14
Hatchway Protection	June	5, 1928—Vol. 13, No. 23
Insulating Fire Board Rules	Sept.	22, 1942—Vol. 27, No. 38
Oil Burner Rules	Sept.	1, 1942—Vol. 27, No. 32
Opening Protective Assemblies, Rules for Inspection of	July	28, 1942—Vol. 27, No. 30
Paint, Varnish and Lacquer Spraying Rules	Sept.	8, 1942—Vol. 27, No. 36
Platform Trucks, Specifications for	Nov.	24, 1936—Vol. 21, No. 47
Plumbing Rules	Aug.	3, 1937—Vol. 22, No. 31
Plumbing Rules (Submerged Inlets, Protective Methods to Prevent Contamination of Water Supply)	Dec.	15, 1942—Vol. 27, No. 50
Procedure, Rules of	Sept.	7, 1937—Vol. 22, No. 36
Refrigerating Systems, Extract A.C.	Aug.	26, 1941—Vol. 26, No. 34
Smoking in Factories, Rules for	Jan.	12, 1943—Vol. 28, No. 2
Sprinkler Rules	June	29, 1937—Vol. 22, No. 26
Standpipe Fireline Rules	June	8, 1937—Vol. 22, No. 23
Structural Alterations, Reporting	June	7, 1932—Vol. 17, No. 23
Tank Trucks, Fuel Oil, etc.	Nov.	24, 1936—Vol. 21, No. 47
Tank Trucks, Gasoline, etc.	Nov.	24, 1936—Vol. 21, No. 47
Wire Glass Rules (Amendment to Rule 505 of Industrial Code)	Apr.	10, 1923—Vol. 8, No. 15

LIST OF APPROVED APPLIANCES

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Anti-Siphon Valves	Nov.	25, 1941—Vol. 26, No. 47A
Fireline Hose Valves	Nov.	25, 1941—Vol. 26, No. 47A
Fuel Oil Burners for Domestic and Commercial Use	Nov.	25, 1941—Vol. 26, No. 47A
Fuel Oil Pipe Terminals	Nov.	25, 1941—Vol. 26, No. 47A
Fuel Oil Burners for Industrial Use	Nov.	25, 1941—Vol. 26, No. 47A
Fuel Oil Pumps	Nov.	25, 1941—Vol. 26, No. 47A
Gas Heaters	Nov.	25, 1941—Vol. 26, No. 47A
Paint, Varnish and Lacquer Spraying equipment	Nov.	25, 1941—Vol. 26, No. 47A
Range Oil Burners and Space Heaters	Nov.	25, 1941—Vol. 26, No. 47A
Vacuum Breakers	Nov.	10, 1942—Vol. 27, No. 45

CALENDAR

JANUARY 12, 1943, 10 A.M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday morning, January 12, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

539-42-BZ—Application of Edwin H. Thatcher, applicant, on behalf of Polytechnic Institute of Brooklyn, owner, reopened and restored to calendar, December 8, 1942, under section 7h of the zoning resolution, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles (previously withdrawn re Lot Nos. 11 and 22); premises 275-299 Fifth street, north side, 97 ft. 10½ in. east of Fourth avenue (Block No. 984, part of Lot No. 11), Borough of Brooklyn.

87-42-BZ—Application of AAA Properties, Incorporated, applicant and owner, reopened December 8, 1942 by order of the court—re Application, previously denied by the Board, under section 7h of the zoning resolution, to permit partly in a business use and partly in an unrestricted use district, for a temporary period of not more than two (2) years, the parking and storage of more than five (5) motor vehicles; premises 3856-3872 Ninth avenue, west side, between West 206th and West 207th streets (Block No. 2203, Lot No. 21), Borough of Manhattan.

577-42-BZ—Application, July 15, 1942, under section 7c of the zoning resolution, of George H. Cohn, applicant, on behalf of Crew Levick Corporation, owner (Joseph E. Johnston, lessee), to permit partly in a business use and partly in a residence use district, the extension of an existing gasoline service station for parking of more than five (5) motor vehicles; premises 1 Bay Ridge avenue and 6833 Shore road, northeast corner (Block No. 5859, Lot Nos. 10 and 12), Borough of Brooklyn.

1261-39-BZ—Application of Lama and Proskauer, applicants, on behalf of Gulf Oil Corporation, owner, reopened May 26, 1942, under section 7c of the zoning resolution, to permit partly in a business use and partly in a residence use district, the parking and storage of more than five (5) motor vehicles upon a plot occupied as a gasoline service station (previously withdrawn); premises 2701-2711 Fort Hamilton parkway and 1358-1368 Prospect avenue, northwest corner (Block No. 5284, Lot No. 64), Borough of Brooklyn.

284-42-BZ—Application, April 7, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of North American Oil Corporation, owner (Matt David, lessee), to permit in a business use district, upon a plot occupied as a gas station and individual garages, the erection and maintenance of a building to be occupied as a garage for more than five (5) motor vehicles, lubritorium, dressing rooms and office and the use of the remainder of the plot as a gasoline service station; premises 1672-1680 86th street, southeast corner of Bay 14th street (Block No. 6365, part of Lot No. 33), Borough of Brooklyn.

567-41-BZ—Application, June 23, 1941, under section 21 of the zoning resolution, of Maurice Epstein and Irvin J. Berger, applicants, on behalf of Red Estates, Incorporated, owner, to permit in a residence use district, the erection and maintenance of a business building (stores); premises 72-92 to 72-98 Calamus avenue, southwest corner of 74th street (Block No. 2485, Lot No. 36), Maspeth, Borough of Queens.

176-38-BZ—Application of Lama and Proskauer, applicants, on behalf of Regis Holding Corporation, owner (Katherine Sessano, lessee), reopened September 9, 1942, under section 7e of the zoning resolution, to permit in a business use district, for a term of two (2) years, the maintenance of an auto wrecking yard (previously dismissed for lack of prosecution in re maintenance of a junk yard); premises 686-700 Herkimer street and 22-30 Utica avenue, southwest corner (Block No. 1707, Lot Nos. 46, 47 and 48), Borough of Brooklyn.

667-42-BZ—Application, September 11, 1942, under section 7h of the zoning resolution, of Henry George Greene, applicant, on behalf of Leo Uliano, owner, to permit in a residence use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 417 79th street, north side, 125 ft. east of 4th avenue (Block No. 5970, Lot No. 79), Borough of Brooklyn.

514-42-BZ—Application, June 27, 1942, under sections 7f, 7h and 21 of the zoning resolution, of Arthur H. Haaren, applicant, on behalf of Pennsylvania Railroad Company, owner (Kesbec, Incorporated, lessee), to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 39-11 to 39-33 Skillman avenue, north side, 100 ft. east of 39th street (Block No. 183, part of Lot No. 1), Long Island City, Borough of Queens.

669-42-BZ—Application, September 11, 1942, under sections 7f and 21 of the zoning resolution, of Wing Holding Corporation, applicant and owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 40-11 Skillman avenue, north side, 545.51 ft. west of 43rd street (Block No. 183, Lot No. 290), Long Island City, Borough of Queens.

987-41-BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kiesewetter, applicant, on behalf of The Texas Company, owner, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station; premises 736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn.

Appeal from Administrative Decision.

792-42-A—796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn, Misc. 8575-41.

HARRIS H. MURDOCK, *Chairman.*

JANUARY 12, 1943, 2 P. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday afternoon, January 12, 1943*, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

617-42-BZ—Application, August 12, 1942, under section 7c of the zoning resolution, of John F. Payne, applicant, on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the erection and maintenance of a new accessory (lubritorium) building on an existing gasoline service station; premises 1979 East 177th street, northwest corner of Pugsley avenue (Block No. 3794, Lot No. 50), Borough of The Bronx.

Appeals from Administrative Decisions.

573-42-A—983 McDonald avenue, east side, 22 ft. south of Webster avenue (Block 5419, part of Lot 8), Borough of Brooklyn.

722-42-A—2515 Grand Concourse, west side, 106.34 ft. north of East Fordham road (Block No. 3167, Lot No. 76), Borough of The Bronx.

803-42-A—786 First avenue, 400 East 44th street, southeast corner and north side of East 43rd street, 150 ft. east of First avenue (Block No. 1355, Lot No. 7), Borough of Manhattan.

664-42-A—1155-1205 Manhattan avenue and 93-99 Commercial street, northwest corner (Building No. 1—5th floor); (Block No. 2472, Lot No. 350), Borough of Brooklyn.

CALENDAR

872-42-A—43-22 Queens street, west side, 200 ft. south of Jackson avenue (boulevard) and 43-17 Dutch Kills street (Block No. 266, Lot No. 3), Long Island City, Borough of Queens.

912-42-A—Re Transportation of gasoline in tractor-trailer tank trucks (capacity of tank trucks not in conformity with Administrative Code Specifications governing tank trucks) in New York City.

JANUARY 19, 1943, 10 A. M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday morning January 19, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

480-37-BZ—Application of John R. Davies, applicant, on behalf of Wendel Foundation and Phelps Estate, Incorporated, owners (Arco Stations, Incorporated, lessee), reopened December 15, 1942 for consideration as to extension of permit (said permit having expired by limitation)—re Application, previously granted on condition, under section 7h of the zoning resolution, permitting partly in a business use and partly in an restricted use district, for a temporary period of two (2) years, the transient parking of more than five (5) motor vehicles; premises 21-25 Union Square West, west side, 52 ft. north of East 15th street (Block No. 843, Lot Nos. 22 and 25) Borough of Manhattan.

587-42-BZ—Application July 22, 1942, under section 21 of the zoning resolution, of Michael Glick, applicant, on behalf of Dorothy R. Siegal, owner, to permit in a business use district, the conversion of occupancy of part of an existing building to a motor vehicle repair shop; premises 551 East 149th street and 555 St. Ann's avenue, northwest corner (Block No. 2276, Lot No. 57), Borough of The Bronx.

743-42-BZ—Application, October 19, 1942, under section 7f of the zoning resolution, of Sidney H. Kitzler, applicant, on behalf of Estate of D. J. Leary (Arthur Leary, Executor) and John Teague, owners, (John Teague, lessee), to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 51-59 Maujer street and 451-457 Lorimer street, northwest corner (Block No. 2785, Lot Nos. 32, 35 and 36), Borough of Brooklyn.

370-42-BZ—Application, May 7, 1942, under sections 7f and 7h of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Sabron Corporation, owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 9233-9251 Fourth avenue, east side, 128 ft. 3 7/8 in. north of 94th street and 9232-9248 Fifth avenue (Block No. 6108, Lot Nos. 7, 9, 11 and 12), Borough of Brooklyn.

203-41-BZ—Application, March 10, 1941, under sections 7c and 21 of the zoning resolution of Herman Kron, applicant, on behalf of Rosebeck Holding Corporation, owner, to permit in a residence use district, the conversion of occupancy of part of an existing public garage to retail stores; premises 1526 Grand Concourse, east side, 377.44 ft. south of Mt. Eden avenue and 1541 Sheridan avenue (Block No. 2821, Lot Nos. 11 and 65), Borough of The Bronx.

730-42-BZ—Application, October 9, 1942, under section 7c of the zoning resolution, of Joseph A. Byrne, applicant, on behalf of Continental Baking Company, owner, to permit partly in a business and partly in an unrestricted use district, the alteration and conversion of occupancy of part of an existing building from retail cake salesroom to garage for more than five (5) motor vehicles; premises 141-155 Middleton street, north side, and 168-178 Lynch street, south side, 200 ft. east of Harrison avenue (Block No. 2237, Lot Nos. 19 and 44), Borough of Brooklyn.

786-42-BZ—Application, November 10, 1942, under section 7d of the zoning resolution, of Chester A. Cole, appli-

cant, on behalf of O. J. Heinzmann, owner, to permit for a term of two (2) years, partly in a residence use and partly in a local retail use district, the alteration and conversion of occupancy of an existing building to a factory (tool shop); premises 8 Crabtree avenue, southwest corner of Bloomingdale road (Block No. 7092, Lot No. 61), Rossville, Borough of Richmond.

HARRIS H. MURDOCK, *Chairman*

JANUARY 19, 1943, 2 P. M.

Appeal from Administrative Decision.

791-42-A—165 West 71st street, north side, 130 ft. 5 in. east of Broadway (Block No. 1143, Lot No. 7 1/2), Borough of Manhattan.

Materials for Approval.

32-41-SM—Sprayed "Limpet" Asbestos (Acoustical Treatment).

650-40-SM—K & M Century Asbestos-Cement Shingles.

711-41-SM—Lime Crest (Masons Hydrated Lime).

FEBRUARY 2, 1943, 2 P. M.

Appeal from Administrative Decision.

758-42-A—316 South 5th street, south side, 80 ft. west of Rodney street (Block No. 2461, Lot No. 12), Borough of Brooklyn.

FEBRUARY 9, 1943, 10 A.M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolutions, *Tuesday morning, February 9, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

45-42-BZ—Application, January 20, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Samuel Schenkel, owner, to permit in a business use district, the alteration of and also the erection of a new accessory building on an existing gasoline service station; premises 4313-4323 Fourth avenue and 401-405 44th street, northeast corner (Block No. 729, Lot No. 1), Borough of Brooklyn.

426-42-BZ—Application, May 25, 1942, under sections 7f and 7h of the zoning resolution, of Nathan Weissberg, applicant, on behalf of Lenore Realty Corporation, owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 695-699 Utica avenue, east side, 50 ft. south of Clarkson avenue (Block No. 4637, Lot No. 44), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

FEBRUARY 16, 1943, 10 A.M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday morning, February 16, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

382-42-BZ—Application, May 11, 1942, under section 7h of the zoning resolution, of Ervin Palmer, applicant, on behalf of General Baking Company, owner (C Solomon Mayer, lessee), to permit in a residence use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 530-540 East 81st street and 28-34 East End avenue, southwest corner (Block No. 1577, Lot No. 27), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman.*

MINUTES

BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

TUESDAY MORNING, JANUARY 5, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

The minutes of the regular meetings of the Board held on Tuesday morning, December 22, 1942, and Tuesday afternoon, December 22, 1942, were approved as printed in Bulletin No. 52, Vol. 27.

ZONING CASES

45-42-BZ

APPLICANT—Lama and Proskauer, for Samuel Schenkel, owner.

SUBJECT—Application (re decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, the alteration of and also the erection of a new accessory building on an existing gasoline service station.

PREMISES AFFECTED—4313-4323 Fourth avenue and 401-405 44th street, northeast corner (Block 729, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama.

For Opposition: J. Moderoky.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 9, 1943 at 10 A. M. for further consideration by the Board. Applicant to submit revised plans.

382-42-BZ

APPLICANT—Ervin Palmer, for General Baking Company, owner (C. Solomon Mayer, lessee).

SUBJECT—Application (re decision of the borough superintendent under section 7h of the zoning resolution, to permit in a residence use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles.

PREMISES AFFECTED—530-540 East 81st street and 28-34 East End avenue, southwest corner (Block 1577, Lot 27), Borough of Manhattan.

APPEARANCES—

For Applicant: Miss Silver.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 16, 1943 at 10 A. M., on request of applicant's representative.

425-42-BZ

APPLICANT—Nathan Weissberg, for Lenore Realty Corporation, owner.

SUBJECT—Application (re decision of the borough superintendent) under sections 7f and 7h of the zoning resolution, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles.

PREMISES AFFECTED—695-699 Utica avenue, east side, 50 ft. south of Clarkson avenue (Block 4637, Lot 44), Borough of Brooklyn.

APPEARANCES—

For Applicant: Hyman Fish.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 9, 1943 at 10 A. M., on request of applicant's representative.

587-42-BZ

APPLICANT—Michael Glick, for Dorothy R. Siegal, owner.

SUBJECT—Application (re decision of the acting borough superintendent) under section 21 of the zoning resolution to permit in a business use district, the conversion of occupancy of part of an existing building to a motor vehicle repair shop.

PREMISES AFFECTED—551 East 149th street and 555 St. Ann's avenue, northwest corner (Block 2276, Lot 57), Borough of The Bronx.

APPEARANCES—

For Applicant: Michael Glick and Louis R. Siegel.

For Opposition: Sidney S. Levine, John M. Beck, Elsa Mayer, Ludwig Bukler and Harold Klorfein, Dept. of Parks.

For Administration: Fred Dahlem, Dep't of Housing and Buildings and Gustave Goldman, Board of Education.

ACTION OF BOARD—Laid over to January 19, 1943 at 10 A. M., for further consideration by the Board. No further argument.

749-42-BZ

APPLICANT—Henry Nordheim, for Sarah Shapiro, owner.

SUBJECT—Application (re decision of the borough superintendent) under sections 7h and 21 of the zoning resolution, to permit in a residence use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles.

PREMISES AFFECTED—756 St. Nicholas avenue, east side, 437 ft. 8 in. south of West 150th street (Block 2053, Lot 125), Borough of Manhattan.

APPEARANCES—

For Applicant: Henry Nordheim.

For Opposition: Edwin C. Hamburg, Nathan Handelsman, Nelson E. Dixon, Rosalie Medford and Arthur Knox.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application denied.

THE VOTE TO GRANT—

Affirmative 0

Negative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.... 4

THE RESOLUTION (749-42-BZ)

WHEREAS, Henry Nordheim, for Sarah Shapiro, owner, filed October 22, 1942, an application under sections 7h and 21 of the zoning resolution, to permit in a residence use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 756 St. Nicholas avenue, east side, 437 ft. 8 in. south of West 150th street (Block 2053, Lot 125), Borough of Manhattan; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting January 5, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that St. Nicholas avenue and West 148th street are in a residence and business use district; and St. Nicholas place is in a residence use district; and

WHEREAS, the decision of the borough superintendent, dated November 19, 1942, reads:

"In reply to your recent application for a certificate of occupancy for parking and storage of more than five motor vehicles at above noted premises, you are advised that inasmuch as the premises in question are located in a residence district where this proposed use would be contrary to the provisions of Section 3 of the zoning resolution your application is therefore denied.

This letter supplements and corrects our letter to you of October 6, 1942, in relation to the same matter, in

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which our objections to your application were predicated on Section 4 as well as Section 3 of the zoning resolution."

and

WHEREAS, the applicant states that the premises consist of a plot of ground having a frontage of 52 ft. on St. Nicholas avenue and a depth of 125 ft. and that it is proposed to use the plot, for a term of two (2) years, for parking and storage of more than five (5) motor vehicles; and

WHEREAS, the premises and surrounding area were inspected by a Committee of the Board; and

WHEREAS, the Board deemed that there was no justification for the exercise of its discretion to grant a zoning variance under section 7, subdivision h, and that the applicant failed to substantiate a basis to warrant exercise of discretion to grant under section 21 of the zoning resolution, and was therefore not entitled to relief.

Resolved, that the decision of the borough superintendent dated November 19, 1942, be and it hereby is affirmed and that the application be and it hereby is denied.

810-42-BZ

APPLICANT—Abraham Farber, for Monford Realty Corporation, owner.

SUBJECT—Application (re decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a residence use district, the alteration and extension of a factory building—by the erection of a third (3rd) story.

PREMISES AFFECTED—1-27 Montauk avenue, 3144-3166 Atlantic avenue, southeast corner and 2-40 Milford street (Block 3976, Lots 25 to 48, inclusive), Borough of Brooklyn.

APPEARANCES—

For Applicant: Abraham Farber and Irving Baldinger.

For Opposition: Edward Grant, Mrs. Fitzgerald, Antonio Fresco, Mrs. C. Behr, Johanna Stewart, Frances Engel and others.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.... 4
Negative: 0

THE RESOLUTION (810-42-BZ)

WHEREAS, Abraham Farber, for Monford Realty Corporation, owner, filed on November 18, 1942, an application under section 7c of the zoning resolution, to permit in a residence use district, the alteration and extension of a factory building by the erection of a third story; premises 1-27 Montauk avenue, 3144-3166 Atlantic avenue, southeast corner and 2-40 Milford street (Block 3976, Lots 25 to 48, inclusive), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting January 5, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Atlantic avenue is in a residence, business and unrestricted use district; and Montauk avenue and Milford street are in a residence use district; and Norwood avenue is in a residence and unrestricted use district; and

WHEREAS, the decision of the borough superintendent on Alt. Applic. No. 3045-42, dated November 5, 1942, reads:

"2. Proposed alteration and extension of a factory building located within a residence district is contrary to Art. II, Sect. 3, zoning resolution, and is hereby denied."

and

WHEREAS, the applicant states that the premises consist of an irregular shaped plot of ground having a frontage of 238 ft. on Montauk avenue, 202 ft. on Atlantic avenue and ap-

proximately 335 ft. on Milford street, occupied by a group of interconnected buildings used for the manufacture of metal beds, felt mattresses, and also metal casings for ammunition, etc., for the U. S. Government defense work; that the building in question is two stories in height, Class 3 construction, 32 ft. 2 in. by 100 ft. in area and that it is proposed to add an additional story, 32 ft. 2 in. by 100 ft. in area, to this building; and

WHEREAS, the premises and the surrounding area were inspected by a Committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to use its discretion to grant under section 7, subdivision c of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution and that the application be and it hereby is granted under section 7-c thereof, on condition that the extension proposed shall not be greater than that indicated on plans filed with this application and shall in all other respects comply with all laws, rules and regulations applicable thereto; that the sprinkler system shall be continued throughout this extension, that all permits required shall be obtained and all work completed within one year from the date of this resolution.

Adjourned: 11:50 A. M.

JOSEPH J. DOYLE, Chief Clerk

REGULAR MEETING

TUESDAY AFTERNOON, JANUARY 5, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

ZONING CASES

753-41-BZ

APPLICANT—Frank C. Keller, for Trend Holding Corporation, owner (Ess Bee Trading Company, lessee).

SUBJECT—Application (re decision of the borough superintendent) under section 7f of the zoning resolution, to permit in a business use district, for a term of years, the storage for sale or display purposes of more than five (5) motor vehicles.

PREMISES AFFECTED—185-21 to 185-27 Merrick boulevard, north side, 147 ft. east of Main (Montauk) street (Block 3403, Lot 18), Springfield, Borough of Queens.

APPEARANCES—

For Applicant: None

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

289-40-BZ

APPLICANT—William H. Fuhrer, for Martha Adler and Lerad Realty Corporation, owners (Sam Adler, Incorporated, lessee).

SUBJECT—Application for consideration—reopening and extension of time—re Application (decision of the borough superintendent) previously granted on condition, under section 7c of the zoning resolution permitting in a business use district, the extension in height of an existing milk bottling and distributing station.

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PREMISES AFFECTED—447-457 East 133rd street, north side, 195 ft. west of Brown place (Block 2278, Lots 64 and 69), Borough of The Bronx.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (289-40-BZ)

WHEREAS, this application to permit in a business use district the extension in height of an existing milk bottling and distributing station, premises 447-457 East 133rd street, north side, 195 ft. west of Brown place (Block 2278, Lots 64 and 69), Borough of The Bronx, was granted by the Board July 16, 1940, on certain conditions, under section 7c of the zoning resolution, resolution amended February 24, 1942, and March 31, 1942 and applicant requested an extension of time to complete the work.

Resolved, that the Board of Standards and Appeals does hereby amend its resolution adopted July 16, 1940, as amended by resolutions of February 24, 1942 and March 31, 1942, only so far as it has reference to completion of the work, so that as amended this portion of the resolution shall read:

"that all permits required shall be obtained and all work completed within one year from the date of this amended resolution."

234-41-BZ

APPLICANT—Henry C. Brockman, for The Trustees of Columbia University in the City of New York, owner (Gulf Oil Corporation, lessee).

SUBJECT—Application for consideration—reopening and extension of time for filing complete plans—re Application (decision of the borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting in a business use district, the alteration and reconstruction of a gasoline service station; part of the premises is on the same street and between the same intersecting streets as a school and library.

PREMISES AFFECTED—2011-2013 Broadway, west side, from West 68th street to West 69th street (entire block), 151-155 West 68th street and 166-178 West 69th street (Block 1140, Lots 4, 5, 7, 10, 14, 55 and 58), Borough of Manhattan.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (234-41-BZ)

WHEREAS, Henry C. Brockman, for The Trustees of Columbia University in the City of New York, owner (Gulf Oil Corporation, lessee), filed March 19, 1941 an application under section 7c of the zoning resolution, to permit in a business use district, the alteration and reconstruction of a gasoline service station; part of the premises is on the same street and between the same intersecting streets as a school and library; premises 2011-2013 Broadway, west side, from West 68th street to West 69th street (entire block), 151-155 West 68th street and 166-178 West 69th street (Block 1140, Lots 4, 5, 7, 10, 14, 55, 58), Borough of Manhattan; and

WHEREAS, this application was granted by the Board on February 13, 1942, on certain conditions and applicant requested an extension of time for the submission of complete working drawings.

Resolved, that the Board of Standards and Appeals does hereby amend its resolution adopted January 13, 1942, only so far as it has reference to submission of complete working drawings, so that as amended, this portion of the resolution will read:

"that complete working drawings shall be submitted for approval by the Board as to additional requirements before filing same with the borough superintendent; that such plans shall be filed within three (3) months from the date of this amended resolution."

677-41-BZ

APPLICANT—Robert S. Smith Corporation, owner.

SUBJECT—Application for consideration—reopening and extension of time to complete work—re Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a residence use district, for a period of two (2) years, the transient parking of more than five (5) motor vehicles.

PREMISES AFFECTED—1125 Foam place, west side, 187 ft. south of Far Rockaway boulevard (Block 40, Lot 54), Far Rockaway, Borough of Queens.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (677-41-BZ)

WHEREAS, this application under section 7h of the zoning resolution, to permit in a residence use district, for a temporary period of two (2) years, the parking and storage of motor vehicles, premises 1125 Foam place, west side, 187 ft. south of Far Rockaway boulevard (Block 40, Lot 54), Far Rockaway, Borough of Queens, was granted by the Board August 6, 1941, on certain conditions, resolution amended on March 31, 1942 and the applicant requested an extension of time to complete the work.

Resolved, that the Board of Standards and Appeals does hereby amend its resolution adopted August 6, 1941, as amended by resolution adopted March 31, 1942, only so far as it has reference to completion of the work, so that as amended, this portion of the resolution shall read:

"that all permits required shall be obtained and all work completed within three (3) months of the date of this amended resolution."

APPEALS FROM ADMINISTRATIVE DECISIONS.

664-42-A

APPLICANT—Brooklyn Felt Manufacturing Company, Incorporated, lessee, for Chelsea Fibre Mills, owner.

SUBJECT—Appeal from an order and decisions of the fire commissioner.

PREMISES AFFECTED—1155-1205 Manhattan avenue and 93-99 Commercial street, northwest corner (Block 2472, Lot 350); (Building 1, 5th floor), Borough of Brooklyn.

APPEARANCES—

For Applicant: Herman Cohen.

ACTION OF BOARD—Laid over to January 12, 1943 at 2 P.M. at request of applicant's representative.

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872-42-A

APPLICANT—Francisco and Jacobus, for Ford Instrument Company, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—43-22 Queens street, west side, 200 ft. south of Jackson avenue and 43-17 Dutch Kills street, east side, 138 ft. south of Jackson avenue (Block 266, Lot 3), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Laid over to January 12, 1943 at 2 P.M. No appearance for applicant.

912-42-A

APPLICANT—Joseph B. Lynch, for Colonial Beacon Oil Company, owner.

SUBJECT—Appeal from a decision of the fire commissioner relative to the transportation of gasoline in tractor-trailor tank trucks (capacity of tank trucks not in conformity with Administrative Code Specifications governing tank trucks) in New York City.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Laid over to January 12, 1943 at 2 P.M. at request of applicant.

751-42-A

APPLICANT—R. G. and W. M. Cory, for Bronxville Realty Corporation, owner (Liberty Lace and Netting Works, lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—900 East 229th street, south side, 901 East 228th street, north side, and east side of Bronxwood avenue from East 228th to East 229th streets (Block 4864, Lot 35), Borough of The Bronx.

APPEARANCES—

For Applicant: Walter M. Cory.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

867-42-A

APPLICANT—J. Hunter Field, for 373 Corporation, owner (March of Time, Incorporated, lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—373 Lexington avenue and 128 East 41st street, southeast corner (Block 1295, Lot 50), Borough of Manhattan.

APPEARANCES—

For Applicant: J. Hunter Field.

For Administration: Fred Dahlem, Dept. of Housing and Buildings and Manuel A. Mojarrieta, Fire Dept.

ACTION OF BOARD—Appeal withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

887-42-A

APPLICANT—John D. Anderson, for City of New York, owner (Defense Plant Corporation, lessee).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—29-48 Hunters Point avenue, southwest corner of 30th street (Block 292, Lot 28), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: John D. Anderson.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal withdrawn on request of applicant, in view of Board's action under Cal. 3-43-A.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

888-42-A

APPLICANT—John D. Anderson, for City of New York, owner (Defense Plant Corporation, lessee).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—20-38 Hunters Point avenue, southwest corner of 30th street (Block 292, Lot 28), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: John D. Anderson.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal withdrawn on request of applicant, in view of Board's action under Cal. 4-43-A.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

385-42-A

APPLICANT—Sound Masters, Incorporated, lessee, for 165 West 46th Street Corporation, owner.

SUBJECT—Appeal reopened December 22, 1942—re Appeal from an order of the fire commissioner.

PREMISES AFFECTED—165 West 46th street and 1560 Broadway, east side, 40 ft. north of West 46th street (6th floor); (Block 999, Lot 3), Borough of Manhattan.

APPEARANCES—

For Applicant: Harry J. O. Keefe and F. C. Wood.

For Administration: Manuel A. Mojarrieta and Inspector Meyer, Fire Dept.

ACTION OF BOARD—Resolution amended.

THE VOTE TO AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (385-42-A)

WHEREAS, this appeal from a decision of the fire commissioner, affecting premises 165 West 46th street and 1560 Broadway, east side, 40 ft. north of West 46th street (Block 999, Lot 3), Borough of Manhattan, was withdrawn May 19, 1942; and

WHEREAS, the applicant requested reopening of the appeal and consideration by the Board on the basis of a new decision of the borough superintendent; and

WHEREAS, this appeal was reopened and restored to the calendar by vote of the Board; and

WHEREAS, the decision of the borough superintendent dated May 20, 1942 on Misc. Appl. No. 1244-42, reads:

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"1. Bldg. shows residence occupancy hence use of part for handling inflammable motion picture film contrary to C19-117.0 subd. a-2.

2. Bldg. not equipped with approved system of automatic sprinkler—contrary to C19-117.0 subd. a-5 Adm. Code."

and

WHEREAS, the applicant states that the building is 16 stories (195 ft.) in height; 100 ft. front on West 46th street and 60 ft. front on Broadway; of Class 1 construction; erected in 1925; located in a business use district; and occupied: cellar, boiler-room and restaurant, 300 persons; 1st floor, moving picture theatre and stores, 700 persons; 2nd and mezzanine floors, vacant; 3rd to 16th floors, offices, 120 persons on each floor; penthouse, dwelling, 8 persons. No change in use or occupancy is proposed except for the 6th floor which will be occupied as offices and screening room, 100 persons; and

WHEREAS, the applicant contends that the lessees of the 6th floor, Sound Masters, Inc., are creating promotional and educational film for the U. S. Navy; that to separate the screening of this film from the administrative direction of the business would entail costly delays and interfere with the efficiency; that the penthouse apartments are occupied by the owner and superintendent of the building; that the projection booth will be of an approved type with automatic self-closing shutters and doors and of fire-protective materials; that the booth and the entire screening area as indicated on floor plan filed with this appeal will be constructed of 4 in. plaster block double walls with 8 in. air space between blocks; that the seats of the screening room will be ordinary moveable chairs and the entire installation and construction will comply with all requirements therefor; that the only place that 35 mm. film is to be used will be in the projection booth and in the approved type film storage cabinet which it is proposed to use for the storage of a maximum of 25 1000 ft. reels; and

WHEREAS, this appeal was granted by the Board on June 2, 1942, on certain conditions and applicant requested an amendment of the resolution, predicated on the issuance of Order 32659-LC of the fire commissioner; and

WHEREAS, this appeal was reopened by the Board December 22, 1942, subject to the usual procedure; and

WHEREAS, the applicant has filed a copy of Order 32659-LC issued by the fire commissioner November 18, 1942, which reads:

"With reference to your application August 6th, 1942 for a permit to maintain a screening room—film depot at above premises, I regret to inform you that this department is without power to grant such permit for the reason:

Premises do not comply with resolution of the Board of Standards and Appeals Cal. 385-42-A dated May 19th 1942.

YOU ARE THEREFORE ADVISED TO

1. Discontinue the maintenance of any activity on these premises other than a screening room, without a permit from the Fire Commissioner in violation of the Administrative Code."

and

WHEREAS, the resolution of the Board, adopted June 2, 1942 under Calender 385-42-A dealt only with objections of the Borough Superintendent and not with the amount of film to be stored; and

WHEREAS, it is now proposed to relocate cutting room No. 1 and animation room on the 6th floor as indicated on plan filed December 4, 1942 and to use the space marked 'crew room' for cutting 35 mm. film and the space marked 'office no. 10' as animation room and to store the following amounts of 35 mm. film on the 6th story: recording room—6000 ft.; loading room—3000 ft.; animation room—800 ft.; cutting room—25000 ft. in addition to the 25000 ft. permitted to be stored in the projection room by the resolution of the Board adopted June 2, 1942; and

WHEREAS, the applicant now contends that the recording room will contain five 35 mm. film phonographs and one 35 mm. film recorder; that each of the phonographs will have a capacity of 100 ft. of 35 mm. film and the film recorder will have a capacity of 1000 ft. of 35 mm. nitrate film; that the film used in these machines will be stored in the film safe now located in the projection booth; that the animation room as marked on plans previously filed with the Board will be relocated to a space marked 'office no. 10' on the south side of the building facing 46th street; that in this room it is proposed to install two (2) 35 mm. animation cameras, each equipped with an associated film magazine with a capacity of 400 ft. of 35 mm. film; that adjoining office no. 10, a space marked 'crew room' on plan will be converted to a 35 mm. cutting room with three cutting tables and a film storage cabinet, such cabinet to have a capacity of (25) twenty-five 1000 ft. reels of 35 mm. film and to be vented to the outer air through the 46th street wall of the building; and

WHEREAS, the applicant further contends that it is engaged in making training films for the U. S. Navy, Bureau of Aeronautics, U. S. Coast Guard, the Coordinator of Inter-American Affairs, The Office of Civilian Defense, the Curtiss-Wright Corp. and General Motors Corp. for use in training personnel; that it is for the purpose of allowing officers of the armed forces to review and supervise the editing and sound recording of films that the additional facilities are required.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of June 2, 1942 so that as amended the resolution shall read:

"*Resolved*, that the decision of the borough superintendent on Misc. Applic. 1244-42, Obj. 1, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the residence occupancy shall not be increased and shall consist only of two penthouses occupied by the superintendent and the owners; as to Obj. 2, that the sprinkler system shall be installed as hereinafter set forth; as to Item 1 of Fire Department order 32659-LC, that not more than 75,000 feet of inflammable motion picture film shall be kept on the premises; that such film shall be kept in approved cabinets located in the cutting room on the West 46th street side of the building; that no film shall be kept in the projection booth other than that which is for immediate projection purposes and all such film not actually in the projection machines shall be kept in approved ICC containers or an approved cabinet; that no film shall be kept in the recording room except that which is actually in the recording machines; that no film shall be kept in the animation room except that which is actually in the animation cameras; that no film shall be kept in the loading room except that which is actually being loaded; that the use of inflammable motion picture film other than that in the projection, recording and loading rooms shall be limited to rooms on the West 46th street side of the building; that cutting room No. 2, as indicated on plans filed with this appeal and used for the storage of 16 mm. film, shall be relocated to the West 46th street side of the building; that all portions of the premises where film is handled or stored, shall be protected by one source wet sprinkler system, the water for which may be taken from the 4 inch down-feed line fed from the house tank; that the spacing of head and pipe sizes of such sprinkler system shall comply with the requirements of the building code therefor; that no siamese or water flow alarm need be installed in connection therewith; that the house supply tank now erected on the roof shall have a capacity of not less than 10,000 gallons; that such portable fire-fighting appliances shall be installed in the rooms where film is hereby permitted to be stored as the fire commissioner shall direct; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto."

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785-42-A

APPLICANT—Cross and Brown Company, for Groton Realty Corporation, owner (Ideal Toy and Novelty Company, lessee).

SUBJECT—Appeal from an order and decisions of the fire commissioner.

PREMISES AFFECTED—23-10 43rd avenue, southeast corner of 23rd street (Block 436, Lot 20), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: G. E. Bloodgood.

For Administration: Thomas A. Larkin, Fire Dept.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (785-42-A)

WHEREAS, Cross and Brown Co. for Groton Realty Corp., owner, (Ideal Toy and Novelty Co., lessee), filed on November 9, 1942, an appeal from an order and decisions of the fire commissioner affecting premises: 23-10 43rd avenue, southeast corner 23rd street (Block 436, Lot 20), Long Island City, Borough of Queens; and

WHEREAS, order 9038-LF issued by the fire commissioner June 16, 1942 reads:

"1. Disconnect standpipe supply from the sprinkler system so both systems shall have an independent source. Sprinkler Rules Board of Standards and Appeals and Art. 16, Ch. 26, Adm. Code."

and

WHEREAS, said order was referred to in a decision of the fire commissioner dated August 15, 1942 and in a subsequent decision of the fire commissioner dated November 2, 1942; and

WHEREAS, the applicant states that the building is 5 stories and basement (75 ft.) in height, 181.65 ft. by 90 ft. in area, of class 1 construction, equipped with a sprinkler system and a standpipe system, erected in 1914, located in an unrestricted use district and used and occupied as follows: cellar—factory and storage—50 persons; 1st floor—office and factory—150 persons; 2nd floor to 5th floor inclusive—factory—150 persons each floor; and

WHEREAS, the applicant contends that there have been no substantial alterations to the building since its completion in 1914 and no changes have been made to the fire-protective equipment which was installed under full approvals at the time of the erection of the building; that the fire-protective equipment consists of a Factory Mutual combination sprinkler and standpipe system consisting of a 30,000 gallon gravity tank and a secondary source in the form of a 6 in. city main connection with a 750 GPM pump which functions as a fire pump and a tank fill pump through a system of bypasses; that the city pressure is adequate to fill the sprinkler tank; that this gravity tank feeds a two riser standpipe system in addition to the sprinkler system; that there are three street siamese connections for both standpipe and sprinkler purposes which function through a system of bypasses in the basement and the centrifugal pump can be operated so as to supply either of the systems; that the supply for standpipe from the gravity tank is a 6 in. downfeed line which is common to sprinkler and standpipe system; that the capacity of the gravity tank is in excess of the sprinkler requirements which would not require more than 19,000 gallons for the maximum single fire area of 15,150 sq. ft.; that to provide a separate source of supply would cause an undue hardship upon the owners and result in an unnecessary expenditure of critical materials.

Resolved, that the order of the fire commissioner, 9038-LF, Objection 1, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the sprinkler and standpipe systems shall be maintained as pro-

posed and to the satisfaction of the fire commissioner; that labels shall be maintained at all siamese connections, indicating that same serve both standpipe and sprinkler systems and that shut-off valves are located in pump room in basement; that the valves for shutting off the standpipe and sprinkler supplies shall be plainly labeled; that the nearest local engine company shall be notified, so that it may be made familiar with the operation of the system and the location of the valves; that the key to pump room shall be maintained in an accessible location and may be contained in a break-glass box as presently installed adjacent to door to pump room.

804-42-A

APPLICANT—Ferdinand F. J. Klebold, for Queensboro Lumber Company, owner (Technical Appliance Company, lessee, J. H. Gimpel, sub-lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—41-06 DeLong street, west side, 6 ft. east of Port Washington Division of L. I. R. R. (Block 5066, Lot 255), Flushing, Borough of Queens (Under section 35, re bed of mapped street (41st avenue)).

APPEARANCES—

For Applicant: Ferdinand F. J. Klebold, Charles Hendry, Jr., Malcolm Hendry and H. B. Noden.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (804-42-A)

WHEREAS, Ferdinand F. J. Klebold, for Queensboro Lumber Co., owner (Technical Appliance Co., lessee), filed November 16, 1942, an application pursuant to Sec. 35 of the General City Law and an appeal from a decision of the borough superintendent; premises 41-06 DeLong street, west side, between Sanford avenue and north shore division of the Long Island Railroad right-of-way (Block 5066, Lot 255), Flushing, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated November 14, 1942, on N.B. Applic. 1092-42, reads:

"1. The construction of a building in the bed of a mapped street is contrary to sec. 35—General City Law.

2. The construction of a frame building in the fire limits is contrary to sec. 4.1.2 of the Building Code.

3. The construction of a frame commercial building is contrary to sec. 4.2.1 of the Building Code.

4. The proposed live load of 40 lbs. per sq. ft. for storage use is insufficient.

The required design load is 120 lbs. per sq. ft. (sec. 7.3.2.3.(2))."

and

WHEREAS, the applicant states that the building will be one story, 15 ft. in height, 149 ft. 4 in. by 50 ft. by 125 ft. 6 in. in area; of Class 4 construction; located in an unrestricted use district and used as a loading platform with an occupancy of five persons; and

WHEREAS, the applicant contends that the proposed loading platform will be used in conjunction with the temporary building permitted by the Board under Cal. 668-42-A and a modification of the requirements of the Building Code is requested to permit such temporary use; and

WHEREAS, the applicant stated to the Board that the loading platform has been designed to safely carry a live load of 70 lbs. per sq. ft.; and

WHEREAS, the Board has been advised by the President of the Borough of Queens that DeLong street, is shown

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50 ft. wide upon the final city map; that DeLong street has not been legally acquired by condemnation or cessation, nor has the Corporation Counsel ever rendered an opinion as to its dedication to public use; that DeLong street is shown as Third street on a map filed April 13, 1871, known as Map No. 196, and that this would indicate that the abutting property owners have no title to the bed of the street; and

WHEREAS, the Board has been advised by the City Planning Commission that DeLong street from 40th street to Sanford avenue, exclusive of the section across the right of way of the Long Island Railroad, was legally mapped at a width of 50 ft. in 1911, and no proceeding is pending for the acquisition of this street, and that it is impracticable at this time to state when such a proceeding may be initiated.

Resolved, that the decision of the borough superintendent on N.B. Applic. 1092-42, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* as to Objection 1, under the authority granted to the Board under section 35 of the General City Law, that the building shall not extend into the bed of DeLong street or 41st avenue beyond the area shown on plans filed with the Borough Superintendent and that in the event the City proposes to open either or both of these streets, such portions of the buildings as extend therein shall be removed at no expense to the City and no claim for remuneration shall be made; as to Objection 2, that the building shall not be increased in height or area beyond the dimensions herein proposed; as to Objection 3, that the building shall be used only as proposed for an open roofed-over loading platform and shall remain only during the term of the present war emergency and to be completely removed upon termination of same together with the adjoining building, variation for which was granted by the Board under Cal. No. 668-42-A; as to Objection 4, that the live-load of the platform shall be not less than 70 lbs. per superficial foot; that the platform shall not be used for storage or any work requiring loading in excess thereto; that such permitted loading shall be posted; that such portable fire extinguishers shall be maintained on the loading platform as the fire commissioner shall direct; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

812-42-A

APPLICANT—William Shary, for Queensboro Plaza 28th Street Corporation, owner (B. H. Aircraft Company, lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—27-01 Bridge Plaza North, north side, from 27th to 28th streets and 41-35 27th street (Block 416, Lots 10 and 19), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: William Shary.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (812-42-A)

WHEREAS, William Shary, for Queensboro Plaza 28th St. Corporation, owner (B. H. Aircraft Company, lessee), filed November 18, 1942, an appeal from a decision of the borough superintendent; premises, 27-01 Bridge Plaza North, north side, from 27th to 28th streets and 41-35 27th street (5th Floor) (Block 416, Lots 10 and 19), Long Island City, Borough of Queens; and

WHEREAS, the decision of the borough superintendent, on Misc. Applic. 5166-42, dated November 10, 1942, reads:

"1. The maintenance of any open flame for welding within floor area where spraying is conducted is contrary to Rule 6.1.8 Spray Rules of the Board of Standards and Appeals."

and

WHEREAS, the applicant states the building is basement and six stories (90 ft.) in height, 199 ft. 9 in. by 352 ft. 4½ in. in area; of Class 1 construction; erected in 1910; located in an unrestricted use district; equipped with sprinkler and standpipe systems and occupied: basement, storage and boiler room, 10 persons; 1st floor, storage and garage, 10 persons; 2nd floor, mfg. lighting fixtures, 100 persons; 3rd floor, mfg. electric instruments, 30 persons; 4th floor, mfg. wood products, 30 persons; 5th floor, mfg. airplane parts, 30 persons; 6th floor, wood mfg. and auto service, 30 persons; and

WHEREAS, the applicant contends that Misc. Applic. 5166-42 was filed for the installation of metal cabinet spray booths on the 5th floor; that these booths were erected in accordance with the rules of the Board; that the distance from the front of spray booths to nearest open flame is approximately 50 feet; that variation of the rules of the Board is requested, to permit open flames of oxyacetylene welders at locations indicated on plan filed with this appeal on the ground the building is fireproof and sprinklered; that the work on this floor consists of welding on small parts of aluminum copper and light weight steel, one hundred per cent of which is for national defense.

Resolved, that the decision of the borough superintendent, acting on Misc. Applic. 5166-42, Objection 1, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that no open flame shall be nearer than 50 feet to any spray booth; that the spray gun shall be interlocked with the ventilating motor to insure the operation of the ventilating fan at all times while spraying is being carried on; that the sprinkler system shall be maintained to the satisfaction of the fire commissioner; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto other than as modified by the Board under Cal. 414-32-A and 536-38-A; that this modification shall continue only so long as the conditions herein are maintained and during the term of the present emergency and for not over six months thereafter.

843-42-S

APPLICANT—Robert Gottlieb, Dollar Savings Bank, owner (L-X Brass Company, lessee).

SUBJECT—Variation of the Labor Law as cited in a decision of the acting borough superintendent.

PREMISES AFFECTED—4410-4414 Park avenue, northwest corner of East 181st street (Block 3037, Lot 35), Borough of The Bronx.

APPEARANCES—

For Applicant: Robert Gottlieb.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (843-42-S)

WHEREAS, Robert Gottlieb, for Dollar Savings Bank, owner, (L-X Brass Company, lessee), filed December 2, 1942, an application for variation of the requirements of the Labor Law as cited in a decision of the acting borough superintendent, affecting premises 4410-4414 Park avenue, northeast corner of East 181st street (Block 3037, Lot 35), Borough of The Bronx; and

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WHEREAS, the decision of the borough superintendent dated November 23, 1942, on Alt. Applic. 608-42, reads:

"1. Provide two 3 ft. 8 in. stair exits from all floors, as per Section 270 of the Labor Law, for proposed new occupancy."

and

WHEREAS, the applicant states that the building is two stories and basement (34 ft.) in height; 50 ft. by 141 ft. in area; of Class 1 construction; erected in 1924; located in an unrestricted use district and occupied as a public garage; that it is proposed to be occupied—basement, first and second floors, factory, 12 persons per floor; that the building is equipped with one 3 ft. 2 in. fireproof stairway leading from roof to street; and

WHEREAS, the applicant further states that it is proposed to convert the building to a low occupancy factory by the installation of a 3 ft. 8 in. stair at east portion of basement leading direct to 181st street, thus giving the basement two remote exits; that the upper floors now have two remote exits, one of these exits from the second floor is by means of a ramp to street; and

WHEREAS, the applicant contends that the building will be used for manufacturing non-hazardous, non-combustible items used by the U. S. Army; that the building is fireproof and it will have a low occupancy per floor and that the cost of changing the existing 3 ft. 2 in. stair to 3 ft. 8 in. would be prohibitive.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the requirements of the Labor Law as cited in a decision of the borough superintendent on Alt. Applic. 608-42, and that the application be and it hereby is *granted* as to Objection 1, *on condition* that in addition to the present enclosed stairway leading to Park avenue having a width of tread of 3 ft. 2 in., there shall be constructed an additional means of exit toward the easterly end of the second floor leading directly to East 181st street, constructed substantially as indicated on revised plans marked "Received December 29, 1942" on top of the existing fireproof ramp except that the railing around such passageway and stairs shall be not less than 3 ft. 6 in. in height; that in all other respects, the building and occupancy shall comply with all other laws, rules and regulations applicable thereto.

846-42-A

APPLICANT—Frank C. Keller, for Ford Instrument Co., Inc., owner.

SUBJECT—Appeal from a decision re an order of the commissioner.

PREMISES AFFECTED—43-22 Queens street, west side, 200 ft. south of Jackson boulevard (Block 266, Lot 3), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Frank C. Keller and J. L. Lanese.

For Administration: Fred Dahlem, Dep't of Housing and Buildings and Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (846-42-A)

WHEREAS, Frank C. Keller, for Ford Instrument Company, owner, filed December 1, 1942, an appeal from a decision re an order of the fire commissioner, affecting premises 43-22 Queens street, west side, 200 ft. south of Jackson boulevard (Block 266, Lot 3), Long Island City, Borough of Queens; and

WHEREAS, Order 91056-LC, issued by the fire commissioner April 13, 1942, and repeated in a decision of the fire commissioner dated November 27, 1942, reads:

"You are hereby notified that an inspection of the above premises used to store paints, lacquers, etc., shows that

the following must be done before the permit requested by you can be issued.

3. Provide 4 metal sand pails of at least 10 quarts capacity. Pails to be painted red and marked FIRE with letters not less than two and one half inches in height. Pails to be kept full of clean sand, same not to be used for any other purpose. Placed on permanent shelves, hooks or racks, same to be not less than two feet nor more than four and one half feet above the floor. C19-10, Administrative Code. (This refers to 6th floor).

15. Provide 24 metal sand pails of at least 10 quarts capacity in groups of 6 in east section and west section of cutting room on 5th story. Pails to be painted red and marked FIRE with letters not less than two and one half inches in height. Pails to be kept full of clean sand, same not to be used for any other purpose. Placed on permanent shelves, hooks or racks, same to be not less than two feet nor more than four and one half feet above the floor. C19-10, Administrative Code.

16. Provide 6 metal sand pails of at least 10 quarts capacity in stock room on 4th story. Pails to be kept full of clean sand, same not to be used for any other purpose. C-19-11, Administrative Code.

19. Provide 24 metal sand pails of at least 10 quarts capacity in cutting rooms where machines using oils are located on 3rd story. C-19-11, Administrative Code.

21. Provide 24 metal sand pails of at least 10 quarts capacity on 2nd story. Pails to be kept full of clean sand, same not to be used for any other purpose. C-19-11, Administrative Code.

23. Provide 12 metal sand pails of at least 10 quarts capacity in oil storage room on 2nd story. Pails to be kept full of clean sand same not to be used for any other purpose. Placed on permanent shelves, hooks or racks, same not to be less than two feet nor more than four and one half feet above the floor. C-19-10, Administrative Code.

25. Provide 8 metal sand pails in oil treatment room on 2nd story. Pails to be of at least 10 quarts capacity to be kept full of clean sand, same not to be used for any other purpose. C-19-11, Administrative Code.

28. Provide 2 metal sand pails of at least 10 quarts capacity where paints and oils are stored. (painters' room in basement) Pails to be kept full of clean sand, same not to be used for any other purpose. C-19-11, Administrative Code."

and

WHEREAS, the applicant states that the building is six stories (94 ft.) in height, 314 ft. by 199.89 ft. in area; of Class 1 construction; equipped with standpipe and sprinkler systems; erected 1919, altered in 1929 and 1941; located in an unrestricted use district and used and occupied as follows: Cellar, boiler room, 10 persons; first floor, storage and factory, 150 persons; second floor, factory, 390 persons; third floor, factory, 370 persons; fourth floor, factory, 370 persons; fifth floor, factory, 370 persons; sixth floor, office and factory, 370 persons, which use and occupancy was approved by the borough superintendent June 11, 1941, under Alt. Applic. 1121-41, and no certificate of occupancy issued; and

WHEREAS, the applicant contends that upon the request of the Army and Navy Departments, a modification of the Fire Department's order is requested to eliminate all water and sand pails as it would be easy to use these pails to sabotage machinery and equipment manufactured by the owner of this building; that in lieu of compliance with the order, it is proposed to install 15 lb. CO₂ extinguishers and soda and acid extinguishers throughout the building in such quantities as may be required by the Fire Department or based on the recommendation of the National Board of Underwriters.

Resolved, that the order of the fire commissioner, Order 91056-LC, be and it hereby is *modified* and that the appeal be and it hereby is *granted* as to Items 3, 15, 16, 19, 21, 23, 25 and 28 *on condition* that in lieu of water and sand pails as required, such other portable extinguishers shall be installed,

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such as CO₂, soda and acid extinguishers or other types as may be required by and are satisfactory to the fire commissioner for the various spaces to be protected; that in all other respects, the building and occupancy shall comply with all other laws, rules and regulations applicable thereto other than as modified by the Board under Cal. 847-42-S.

847-42-S

APPLICANT—Frank C. Keller, for Ford Instrument Co., Inc., owner.

SUBJECT—Variation of the labor law as cited in a decision of the fire commissioner.

PREMISES AFFECTED—43-22 Queens street, west side, 200 ft. south of Jackson boulevard (Block 266, Lot 3), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Frank C. Keller and John N. Lanese.

For Administration: Fred Dahlem, Dept. of Housing and Buildings and Thomas A. Larkin, Fire Dept.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (847-42-S)

WHEREAS, Frank C. Keller, for Ford Instrument Company, Incorporated, owner, filed on December 1, 1942, an application for variation of the requirements of the Labor Law as cited in a decision of the fire commissioner, affecting premises 43-22 Queens street, west side, 200 ft. south of Jackson boulevard (Block 266, Lot 3), Long Island City, Borough of Queens; and

WHEREAS, the decision of the fire commissioner, dated November 10, 1942, reads:

"In response to your communication of November 17th, you will please be advised that your request for permission to lock the screens on the windows of the above mentioned premises and also to provide panic bolts on the exit doors must be denied.

"The Fire Commissioner is without authority to make any modifications of the provisions of the Labor Law and permission may be granted only by the Board of Standards and Appeals, Room 1000, Municipal Building, Manhattan."

and

WHEREAS, the applicant states that the building is six stories (94 ft.) in height; 314 ft. by 199.89 ft. in area; of Class 1 construction; erected 1919, altered in 1929 and 1941; located in an unrestricted use district, and occupied as follows: Cellar, boiler room, 10 persons; first floor, storage and factory, 150 persons; second floor, factory, 390 persons; third floor, factory, 370 persons; fourth floor, factory, 370 persons; fifth floor, factory, 370 persons; sixth floor, office and factory, 370 persons; that the building is equipped with a sprinkler system, standpipe system, interior fire alarm system and fire drills are not maintained; that there are five fireproof stairs from roof to street; and

WHEREAS, the applicant contends that the locked screens are located on the first, second and third floors on the north side and west side of the building; that only those windows adjacent to the overhead pass to Queensborough Bridge and a two story building are screened and locked; that these screens have been erected and locked by order of the Navy Department; that all doors leading directly to street are provided with approved panic bolts; that the building is patrolled 24-hours a day by a large force of private police who are trained in the case of emergency to see that safe conduct is afforded to the employees through the stair halls to the street; that it is requested that the Board grant relief for the duration of the present emergency and for six months thereafter.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the requirements of the Labor Law as cited in a decision of the fire commissioner dated November 10, 1942 and that the application be and it hereby is *granted on condition* that the window screens and panic bolts of approved type may be maintained on exit doors to streets as proposed and as indicated on plan marked "Received December 1, 1942", on condition that all other exists to streets shall be continued; that this variation shall continue only during the term of the present emergency and six (6) months thereafter; that in all other respects the building and occupancy shall comply with all laws, rules and regulations applicable thereto other than as modified by the Board under Cal. 846-42-A.

894-42-S

APPLICANT—Harold G. Abbey, for Aerial Machine and Tool Corporation, owner.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—38-27 30th street, east side, 197.59 ft. south of 38th avenue (Block 383, Lot 2), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Hyman Rubin.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (894-42-S)

WHEREAS, Harold G. Abbey, for Aerial Machine and Tool Corp., owner, filed on December 23, 1942 an application for variation of the requirements of the Labor Law as cited in a decision of the borough superintendent, affecting premises 38-27 30th street, east side, 197.59 ft. south of 38th avenue (Block 383, Lot 2), Long Island City, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated December 14, 1942 on Alt. Applic. 2054-42, reads:

"5. Proposed wire mesh gate at 1st fl., south stairway, arranged to be locked from the outside is contrary to Sec. 272, sub. 3, Labor Law.

6. Proposed window in existing south stairway, 1st floor, enclosure and the removal of the upper door panel with replacement by wire glass in same stairway is contrary to Sec. 270, sub. 4, Labor Law."

and

WHEREAS, the applicant states that the building is 3 stories (40 ft.) in height, 78.43 ft. by 81 ft. in area, of class 1 construction, erected in 1923, located in an unrestricted use district and occupied: cellar—boiler room and factory—60 persons; 1st floor—factory—75 persons; 2nd and 3rd floors—factory—90 persons each; that the building is equipped with an interior fire alarm system and fire drills are maintained; that there are two 44 in. fireproof stairs, one of which leads to roof by stairs and one by scuttle and both lead direct to street; and

WHEREAS, the applicant contends that the proposed wire mesh gate, to be installed at foot of south stairway at 1st floor platform, is to prevent admission of unauthorized persons to the upper floors and will be installed in compliance with War Department directive, copy of which is filed with this application; and

WHEREAS, the applicant further contends that the proposed wire glass steel sash to be installed in present 6 in. terra cotta, south stairway enclosure adjacent to the wire mesh gate and the proposed wire glass panel in fireproof self-closing door are to be installed to permit visual protection of the premises in accordance with War Dept. order, copy of which is filed herewith.

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Resolved, that the Board of Standards and Appeals does hereby make a variation in the requirements of the Labor Law as cited in a decision of the borough superintendent on Alt. Applic. 2054-42 and that the application be and it hereby is granted as to Obj. 5 on condition that a panic bolt of approved type shall be installed on such mesh gate so as to make the gate openable at all times in the direction of exit; as to Objection 6, that the proposed window shall not exceed seven (7) sq. ft. in area and shall be constructed of steel frame and $\frac{1}{4}$ in. wire glass and may be of casement type provided both leaves are so equipped with fusible links as to close in case of fire; that the wire glass panel in the door opening into the stairhall shall not exceed five (5) sq. ft.; that the partition enclosing the receptionist's room shall be maintained; that these modifications shall continue only during the term of the present emergency and six (6) months thereafter and while during such term the building is occupied as proposed and the fire alarm system and fire drills are maintained to the satisfaction of the fire commissioner; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

3-43-A

APPLICANT—John D. Anderson, for City of New York, owner (Defense Plant Corporation, lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—29-48 Hunters Point avenue, southwest corner of 30th street (Plant Office); (Block 292, Lot 28), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: John D. Anderson.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (3-43-A)

WHEREAS, John D. Anderson, for City of New York, owner (Defense Plant Corporation, lessee), filed January 4, 1943, an appeal from a decision of the borough superintendent; premises 29-48 Hunters Point avenue, southwest corner of 30th street (Block 292, Lot 28), Long Island City, Borough of Queens; and

WHEREAS, the decision of the borough superintendent, dated December 30, 1942, re N. B. App. 1411-42, reads:

"1. 2 in. Beams not permitted within fire limits—Sec. 7.1.4 Bldg. Code.

2. Steel stresses shown in excess of that permitted by Sect. 7.4.3.4 Bldg. Code."

and

WHEREAS, the applicant states the proposed building will be one story (14 ft. 3 in.) in height, 33 ft. 4 in. by 57 ft. 4 in. in area; Class 3 construction; located in an unrestricted district and used as a plant office, 6 persons; and

WHEREAS, the applicant contends that this building is one of a group which will constitute a detinning plant being constructed for the Defense Plant Corporation as part of the national program for the recovery of tin and steel from tin cans; that the building will be supported on masonry foundations with spread footings; that the floor is of concrete on cinders and there will be no basement; that walls will be of precast concrete blocks with wood sash and wood doors; that interior columns will be of wood with wood roof beams and gypsum plank roof deck covered with built-up composition roofing; and

WHEREAS, the applicant contends as to objection 1, that while 2 in. thick roof beams do not meet the requirements of the Code, it is requested the Board grant permission for their

use as the building has been designed under general instructions of the War Production Board for the use of minimum size lumber; that the roof beams as called for on the plans provide the necessary structural strength to carry the superimposed loads; and

WHEREAS, the applicant contends as to Obj. 2, that permission is requested to use stress of 24,000 p. s. i. in accordance with War Production Board Directive No. 9.

Resolved, that the decision of the borough superintendent, acting on N.B. App. 1411-42, be and it hereby is modified and that the appeal be and it hereby is granted, as to Objection 1, on condition that in all other respects, the requirements of the Building Code shall be complied with; and as to Objection 2, that the steel to be used shall be limited to cast concrete lintels for windows and doors; that this modification is granted for the term of the present emergency and for not more than one year thereafter; that the building shall be maintained during that time, as proposed.

4-43-A

APPLICANT—John D. Anderson, for City of New York, owner (Defense Plant Corporation, lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—29-38 Hunters Point avenue, southwest corner of 30th street (Gate and Change House); (Block 292, Lot 28), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: John D. Anderson.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (4-43-A)

WHEREAS, John D. Anderson, for City of New York, owner (Defense Plant Corporation, lessee), filed January 4, 1943, an appeal from a decision of the borough superintendent; premises 29-38 Hunters Point avenue, southwest corner of 30th street (Block 292, Lot 28), Long Island City, Borough of Queens; and

WHEREAS, the decision of the borough superintendent, re N.B. Applic. 1412-42, dated December 30, 1942, reads:

"1. 2 in. beams not permitted within fire limits Section 7.1.4 Bldg. Code.

2. Steel stress as shown are in excess of that permitted by Sec. 7.4.3.4 Bldg. Code."

and

WHEREAS, the applicant states that the building will be one story (13 ft. 6 in.) in height; 47 ft. 7 $\frac{5}{8}$ in. by 39 ft. 9 $\frac{7}{8}$ in. in area, of Class 3 construction, located in an unrestricted use district, used and occupied as follows: plant gate and change house, 3 persons; and

WHEREAS, the applicant states the building is one of a group which will constitute a detinning plant being constructed by the Defense Plant Corporation as part of the national program for the recovery of tin and steel from tin cans; and

WHEREAS, the applicant contends the building will be supported on masonry foundations with spread footings that the floor will be of concrete on cinders and there will be no basement; that walls will be of precast concrete blocks with wood sash and wood doors; that interior columns of wood with wood roof beams and gypsum plank roof deck covered with built-up composition roofing; and

WHEREAS, the applicant contends as to objection 1, that the 2 in. thick roof beams have been designed pursuant to W.P.B. instructions for the use of minimum size lumber and that the roof beams as called for on the plans provide

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the necessary structural strength to carry the super imposed loads; and

WHEREAS, the applicant contends as to objection 2, that a unit stress of 24,000 p.s.i. for reinforcing steel has been requested to be used in accordance with W.P.B. Directive No. 9 and permission is requested to use those stresses in the proposed building.

Resolved, that the decision of the borough superintendent, acting on N.B. Applic. 1412-42, be and it hereby is modified and that the appeal be and it hereby is granted, as to Objection 1, on condition that in all other respects, the requirements of the Building Code shall be complied with; and as to Objection 2, that the steel to be used shall be limited to cast concrete lintels for windows and doors; that this modification is granted for the term of the present emergency and for not more than one year thereafter; that the building shall be maintained during that time, as proposed.

668-42-A

APPLICANT—F. Klebold, for Queensboro Lumber Company, owner (Technical Appliance Corporation, lessee).

SUBJECT—Application for consideration—reopening and amendment of resolution—re Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—41-06 DeLong street, west side, 142 ft. south of Port Washington Division of Long Island Railroad (Block 5066, Lot 25), Flushing, Borough of Queens.

APPEARANCES—

For Applicant: Ferdinand Klebold, M. B. Hendry, Chas. Hendry, Jr., and B. H. Noden.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (668-42-A)

WHEREAS, F. Klebold, for Queensboro Lumber Company, owner (Technical Appliance Corporation, lessee), filed September 11, 1942, an appeal from a decision of the borough superintendent affecting premises 41-06 DeLong street, west side, 142 ft. south of Port Washington Division of Long Island Railroad (Block 5066, Lot 25), Flushing, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated September 1, 1942, on N.B. Applic. 1084-42, reads:

"1. The erection of a frame building in the fire limits, is contrary to Sec. 4.1.2 of the Building Code.

2. The erection of a frame building for commercial use, is contrary to Sec. 4.2.1 of the Building Code."

and

WHEREAS, the applicant states that the premises consist of a plot fronting 312 ft. 4¼ in. on DeLong street, with a depth of 100 ft. therefrom, upon which it is proposed to erect the building in question, 177 ft. 8 in. by 90 ft. in area; one story 30 ft. in height; of Class 4 construction, to be equipped with a standpipe system; located in an unrestricted use district, and to be used for the assembly of military equipment made of wood for the Army and Navy, including aviation towers and antennas, and to be occupied by 55 persons; and

WHEREAS, the applicant contends that inasmuch as steel cannot be procured, the proposed building will be constructed of heavy timbers and sheathed inside and out with ½ in. gypsum plank with floor of crushed stone, surfaced with 2 in. of rolled asphalt; that the loading platform will have a live load of 40 lbs.; and

WHEREAS, this appeal was granted by the Board on September 15, 1942, on certain conditions and applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of September 15, 1942, so that as amended, the resolution shall read:

Resolved, that the decision of the borough superintendent, acting on N.B. Applic. 1084-42, Objections 1 and 2, be and it hereby is modified and that the appeal be and it hereby is granted on condition that the building shall be constructed substantially as indicated on plans filed with the borough superintendent, as amended through September 9, 1942, except that in lieu of the modified standpipe system proposed, there shall be installed throughout the building a modified sprinkler system as indicated on revised plans marked "Received September 18, 1942", equipped with 1¼ in. heads, except where otherwise shown as ½ in. or 1 in. in small enclosed areas; that a siamese shall be installed at the exterior near DeLong street near the point of water main entry; that an alarm valve in connection with the sprinkler system need not be installed; that such portable fire-fighting extinguishers shall also be maintained as the fire commissioner shall direct; that the roof weather surfacing shall consist of two plies of 15-lb. saturated felt and one ply of 90 lb. mineral felt surfacing; that the use and occupancy of this building shall be solely for the purpose outlined and only during the term of the present war emergency and that the building shall be completely removed within one year after the expiration of such war emergency, and that in all other respects the building and occupancy shall comply with all laws, rules and regulations applicable thereto."

Adjourned 4:00 P.M.

JOSEPH J. DOYLE, Chief Clerk.

*CORRECTION

The minutes of the meeting of the Board of Standards and Appeals held on November 4, 1942, as they appeared in Bulletin No. 45, Vol. 27, are hereby corrected to read as follows:

554-37-BZ

APPLICANT—Smith and Weber (lessees), for Board of Transportation, City of New York, owner.

SUBJECT—Application for consideration—reopening and extension of permit—re Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting, partly in a retail use and partly in a business use district, the transient parking of more than five (5) motor vehicles for a temporary period of two (2) years.

PREMISES AFFECTED—896-908 Eighth avenue, 260-266 West 54th street, southeast corner, and 239-245 West 53rd street (Block 1025, Lot 3), Borough of Manhattan.

APPEARANCES—

For Applicant: Sanford Smith.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Murphy 4
Negative 0

THE RESOLUTION (554-37-BZ)

WHEREAS, Smith and Weber (lessees), for Board of Transportation, City of New York, owner, filed November 23, 1937, an application under the zoning resolution, to permit, partly in a retail use district and partly in a business use district, for a temporary period of not more than two (2) years, the parking and storage of more than five (5)

MINUTES

motor vehicles; premises 896-908 Eighth avenue, 260-266 West 54th street, southeast corner, and 239-245 West 53rd street (Block 1025, Lot 3), Borough of Manhattan; and

WHEREAS, this application was granted by the Board November 15, 1938, on certain conditions, the resolution amended January 31, 1939, and permit extended October 29, 1940, and applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend its resolution of November 15, 1938, as

amended January 31, 1939, and October 29, 1940, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"granted, under section 7, subdivision h of the zoning resolution for a term of two (2) years from the date of this amended resolution."

*Correction—The address of premises changed from "255 West 53rd street" to 239-245 West 53rd street.

SMOKING IN FACTORIES

Adopted by the Board of Standards and Appeals,
August 12, 1918.

Rule 1. Permit.

(a) **Prohibition.** No person shall smoke, or carry a lighted cigar or cigarette in any factory as defined in Article 1, Section 2, of the State Labor Law, nor in any portion of a factory, within the City of New York, except in such protected portions or special classes of occupancies as are specified in Rule 2 of these rules, and then only after the issuance of a permit by the Administrative official.

It shall be the joint and several duty of the owner and of the lessee or lessees of the building containing such factory or factories to cause to be posted in each and every entrance hall, stair hall or room throughout the building, as well as in every elevator-car, in English, and also in such other language or languages as the administrative official shall direct, a notice of such prohibition, and the penalty for its violation.

(b) **Application.** Application for such permit shall be made out by the owner of the building on suitable blank forms to be furnished by the administrative official.

(c) **Time Limit.** Such permit shall be for a definite period, not exceeding one year, and shall not be renewed upon expiration until a reinspection of the premises for which it is issued has been made for the purpose of determining whether existing conditions warrant a renewal.

(d) **Conditions.** The permit shall state the conditions under which, the hours between which, and the place or places in such factory where smoking may be permitted, and this permit shall be framed and kept posted in a conspicuous place in the factory.

(e) **Revocation.** Violation of any of the conditions specified in the permit, in addition to incurring such penalties as are prescribed by law, shall be full and sufficient cause for the revocation of such permit by the administrative official, and shall not again issue a permit for the same premises until at least one year has elapsed.

Rule 2. Permissible Cases.

Smoking may be permitted in:

(a) Factories engaged in the manufacture of cigars, cigarettes, or smoking tobacco, when necessary for the efficient conduct of the business, provided that:

(1) No smoking other than that for sampling, testing and experimental purposes is carried on.

(2) Such smoking is conducted in a room provided especially for that purpose, separated from the rest of the building by fireproof or fire-resisting partitions, with all openings therein protected by self-closing fire doors, and further, unless the building is of fireproof construction or provided with an approved automatic sprinkler system, the floor and ceiling of such room shall be covered with fire retarding material.

(3) Such chemical fire extinguishers as the administrative official may direct are installed.

(4) All waste paper and other inflammable waste materials are deposited in fireproof receptacles.

(b) Factories devoted entirely to one of the following occupancies:

Blacksmithing or horseshoeing;
Boiler making;
Brick, terra cotta or artificial stone works;
Forge shops;
Foundries;
Iron, steel, brass or copper works;
Machine shops;
Smelting;
Stone or monumental works;

provided that in any case:

(1) The building is not of wooden construction;

(2) Such chemical fire extinguishers as the administrative official may direct are installed;

(3) All waste paper and other inflammable waste materials are deposited in fireproof receptacles.

THE BUILDING LAWS

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THE VARIOUS BUILDING LAWS OF THE CITY OF NEW YORK ARE NOW published in FOUR SEPARATE VOLUMES, consisting of matters affecting or relating to the construction, maintenance, alteration, demolition or removal of structures and buildings in the City of New York; including excerpts from the STATE LABOR LAW, the PLUMBING CODE, ELEVATOR RULES, THE NEW YORK CITY CHARTER, the complete BUILDING CODE OF THE CITY OF NEW YORK; the MULTIPLE DWELLING LAW, the STATE PLASTERING LAW, various local laws, and building and construction rules and regulations adopted by various City and State agencies.

These volumes are now ON SALE at the office of the Supervisor of the City Record, ROOM 2213, MUNICIPAL BUILDING, MANHATTAN, NEW YORK CITY. The price for the complete set of four volumes is \$4 (\$4.10 by mail), single volumes each containing certain parts of the above described legislation, \$1 (by mail \$1.10).

BULLETIN

OF THE

BOARD OF STANDARDS AND APPEALS

CITY OF NEW YORK

Issued under authority of Chapter 27, Section 665 of the Charter of the City of New York.
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DIRECTORY

BOARD OF STANDARDS AND APPEALS

HARRIS H. MURDOCK, Chairman

BERNARD A. SAVAGE

CHARLES M. BLUM

CHIEF JOHN E. GUNN

JOSEPH J. DOYLE, *Chief Clerk*

OFFICE—Municipal Building, Rooms 1000 to 1018.

TELEPHONE—WOrth 2-5600.

OFFICE HOURS FOR PUBLIC—9 a. m. to 4 p. m.

Saturdays 9 a. m. to 12 noon.

Address all communications to the Chairman

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PUBLIC HEARINGS

Tuesdays, at 10 a. m. and 2 p. m.

Special meetings as published in this Bulletin.

All hearings are held in Room 1013, Municipal Building,
Borough of Manhattan.

HOURS OF CONSULTATION

10 A. M. to 1 P. M.

Any person desiring to consult the chairman or the en-
gineers, pertaining to the work of the board, will be seen
only between the hours of ten in the morning and one in
the afternoon—Saturdays excepted.

NOTICE TO APPELLANTS AND APPLICANTS

No appeal or application will be entertained in connection
with which court proceedings are pending or in progress,
unless exception is granted by the chairman, nor accepted
which is not filed within thirty days from the date of the
action of the Administrative Official.

Any communication purporting to be an appeal or appli-
cation shall be regarded as a mere notice of intention to
seek relief until it is filed on the form required by the rules
of this board.

Upon receipt of any such communication the writer will
be supplied with the official forms for presenting his appeal
or application.

At the time of filing an appeal or application, the appel-
lant or applicant shall forward a signed notice of appeal
addressed to the administrative official (either commissioner
of buildings or fire commissioner) and file with this board
a duplicate of said notice.

Appellants and applicants are advised that their plans
must indicate the points of the compass so as to establish
the true location and position of the property, the subject
of the appeal or application.

Appeals and applications will be simplified and disposition
of same expedited by conforming to these directions.

HARRIS H. MURDOCK, *Chairman*.

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JANUARY 19, 1943, 10 A. M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday morning January 19, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

587-42-BZ—Application July 22, 1942, under section 21 of the zoning resolution, of Michael Glick, applicant, on behalf of Dorothy R. Siegal, owner, to permit in a business use district, the conversion of occupancy of part of an existing building to a motor vehicle repair shop; premises 551 East 149th street and 555 St. Ann's avenue, northwest corner (Block No. 2276, Lot No. 57), Borough of The Bronx.

87-42-BZ—Application of AAA Properties, Incorporated, applicant and owner, reopened December 8, 1942 by order of the court—re Application, previously denied by the Board, under section 7h of the zoning resolution, to permit partly in a business use and partly in an unrestricted use district, for a temporary period of not more than two (2) years, the parking and storage of more than five (5) motor vehicles; premises 3856-3872 Ninth avenue, west side, between West 206th and West 207th streets (Block No. 2203, Lot No. 21), Borough of Manhattan.

480-37-BZ—Application of John R. Davies, applicant, on behalf of Wendel Foundation and Phelps Estate, Incorporated, owners (Arco Stations, Incorporated, lessee), reopened December 15, 1942 for consideration as to extension of permit (said permit having expired by limitation)—re Application, previously granted on condition, under section 7h of the zoning resolution, permitting partly in a business use and partly in an restricted use district, for a temporary

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period of two (2) years, the transient parking of more than five (5) motor vehicles; premises 21-25 Union Square West, west side, 52 ft. north of East 15th street (Block No. 843, Lot Nos. 22 and 25) Borough of Manhattan.

743-42-BZ—Application, October 19, 1942, under section 7f of the zoning resolution, of Sidney H. Kitzler, applicant, on behalf of Estate of D. J. Leary (Arthur Leary, Executor) and John Teague, owners, (John Teague, lessee), to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 51-59 Maujer street and 451-457 Lorimer street, northwest corner (Block No. 2785, Lot Nos. 32, 35 and 36), Borough of Brooklyn.

370-42-BZ—Application, May 7, 1942, under sections 7f and 7h of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Sabron Corporation, owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 9233-9251 Fourth avenue, east side, 128 ft. 3 7/8 in. north of 94th street and 9232-9248 Fifth avenue (Block No. 6108, Lot Nos. 7, 9, 11 and 12), Borough of Brooklyn.

203-41-BZ—Application, March 10, 1941, under sections 7c and 21 of the zoning resolution of Herman Kron, applicant, on behalf of Rosebeck Holding Corporation, owner, to permit in a residence use district, the conversion of occupancy of part of an existing public garage to retail stores; premises 1526 Grand Concourse, east side, 377.44 ft. south of Mt. Eden avenue and 1541 Sheridan avenue (Block No. 2821, Lot Nos. 11 and 65), Borough of The Bronx.

730-42-BZ—Application, October 9, 1942, under section 7c of the zoning resolution, of Joseph A. Byrne, applicant, on behalf of Continental Baking Company, owner, to permit partly in a business and partly in an unrestricted use district, the alteration and conversion of occupancy of part of an existing building from retail cake salesroom to garage for more than five (5) motor vehicles; premises 141-155 Middleton street, north side, and 168-178 Lynch street, south side, 200 ft. east of Harrison avenue (Block No. 2237, Lot Nos. 19 and 44), Borough of Brooklyn.

785-42-BZ—Application, November 10, 1942, under section 7e of the zoning resolution, of Chester A. Cole, applicant, on behalf of O. J. Heinzmann, owner, to permit for a term of two (2) years, partly in a residence use and partly in a local retail use district, the alteration and conversion of occupancy of an existing building to a factory (tool shop); premises 8 Crabtree avenue, southwest corner of Bloomingdale road (Block No. 7092, Lot No. 61), Rossville, Borough of Richmond.

HARRIS H. MURDOCK, *Chairman*

JANUARY 19, 1943, 2 P. M.

Appeals from Administrative Decisions.

202-42-A—172-176 and 178-184 South Elliot place, west side, 131 ft. 4 in. north of Atlantic avenue (Block 2002, Lots 46-52), Borough of Brooklyn.

791-42-A—165 West 71st street, north side, 130 ft. 5 in. east of Broadway (Block No. 1143, Lot No. 7 1/2), Borough of Manhattan.

573-42-A—983 McDonald avenue, east side, 22 ft. south of Webster avenue (Block 5419, part of Lot 8), Borough of Brooklyn.

803-42-A—786 First avenue, 400 East 44th street, southeast corner and north side of East 43rd street, 150 ft. east of First avenue (Block No. 1355, Lot No. 7), Borough of Manhattan.

11-43-A—Re Transportation of gasoline in tank truck (capacity of tank truck not in conformity with Administrative Code Specifications governing tank trucks) in New York City.

731-42-A—570 Walton avenue, east side, 139.97 ft. north of East 149th street (Block 2347, Lot 7), Borough of The Bronx.

Materials for Approval.

32-41-SM—Sprayed "Limpet" Asbestos (Acoustical Treatment).

650-40-SM—K & M Century Asbestos-Cement Shingles.

711-41-SM—Lime Crest (Masons Hydrated Lime).

JANUARY 26, 1943, 2 P. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday afternoon, January 26, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:*

617-42-BZ—Application, August 12, 1942, under section 7c of the zoning resolution, of John F. Payne, applicant, on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the erection and maintenance of a new accessory (lubritorium) building on an existing gasoline service station; premises 1979 East 177th street, northwest corner of Pugsley avenue (Block No. 3794, Lot No. 50), Borough of The Bronx.

Appeals from Administrative Decisions.

722-42-A—2515 Grand Concourse, west side, 106.34 ft. north of East Fordham road (Block No. 3167, Lot No. 76), Borough of The Bronx.

664-42-A—1155-1205 Manhattan avenue and 93-99 Commercial street, northwest corner (Building No. 1—5th floor); (Block No. 2472, Lot No. 350), Borough of Brooklyn.

725-42-A—819 Edgewater road, west side, 100 ft. north of Lafayette avenue (Block 2762-E, Lot 303), Borough of The Bronx.

723-42-A—330 East 51st street, south side, 138 ft. 9 in. north of First avenue (Block 1343, Lot 40), Borough of Manhattan.

Appliance and Materials for Approval.

1133-39-SA—Bettendorf Oil Burner (reopened February 25, 1941 re amendment of resolution to include approval of Models B and B1).

777-40-SM—Neva-Flame (Flameproofing Compound).

2-43-SM—Indiana Brass Anti-Siphon Float Valve, No. 89.

HARRIS H. MURDOCK, *Chairman.*

FEBRUARY 2, 1943, 10 A. M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolutions, *Tuesday morning, February 2, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

836-42-BZ—Application, November 30, 1942, under section 7h of the zoning resolution, of Harry Yahr, applicant and lessee, on behalf of The Gerry Estates, Incorporated, owner, to permit in a retail-l use district, for a term of two years, the parking of more than five motor

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vehicles; premises 108-112 West 41st street, south side, 125 ft. west of Sixth avenue (Block 993, Lot 38), Borough of Manhattan.

788-42-BZ—Application, November 10, 1942, under section 7e of the zoning resolution, of Frank C. Keller, applicant, on behalf of John Laronga, owner, to permit in a business use district, for a term of two years, the use of the premises as a coal yard; premises 43-01 104th street and 104-02 43rd avenue, southeast corner (Block 1987, Lot 75), Corona, Borough of Queens.

1085-41-BZ—Application, December 16, 1941; dismissed for lack of prosecution April 14, 1942; reopened and restored to calendar, January 12, 1943, under section 21 of the zoning resolution, of Jack Z. Cohen, applicant, on behalf of Benjamin Gertner, owner, to permit in a business use district, the conversion of occupancy of a building to use for the storage or baling of junk, paper and rags; premises 1463 Crotona place, west side, 85 ft. north of St. Paul's place (Block 2927, Lot 30), Borough of The Bronx.

987-41-BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kiesewetter, applicant, on behalf of The Texas Company, owner, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station; premises 736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn.

Appeal from Administrative Decision.

792-42-A—796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn, Misc. 8575-41.

HARRIS H. MURDOCK, *Chairman.*

FEBRUARY 2, 1943, 2 P. M.

Appeal from Administrative Decision.

758-42-A—316 South 5th street, south side, 80 ft. west of Rodney street (Block No. 2461, Lot No. 12), Borough of Brooklyn.

FEBRUARY 9, 1943, 10 A.M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolutions, *Tuesday morning, February 9, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

45-42-BZ—Application, January 20, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Samuel Schenkel, owner, to permit in a business use district, the alteration of and also the erection of a new accessory building on an existing gasoline service station; premises 4313-4323 Fourth avenue and 401-405 44th street, northeast corner (Block No. 729, Lot No. 1), Borough of Brooklyn.

1261-39-BZ—Application of Lama and Proskauer, applicants, on behalf of Gulf Oil Corporation, owner, reopened May 26, 1942, under section 7e of the zoning resolution, to permit partly in a business use and partly in a residence use district, the parking and storage of more than five (5) motor vehicles upon a plot occupied as a gasoline service station (previously withdrawn); premises 2701-2711 Fort Hamilton parkway and 1358-1368 Prospect avenue, northwest corner (Block No. 5284, Lot No. 64), Borough of Brooklyn.

514-42-BZ—Application, June 27, 1942, under sections 7f, 7h and 21 of the zoning resolution, of Arthur H. Haaren, applicant, on behalf of Pennsylvania Railroad Company, owner (Kesbee, Incorporated, lessee), to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 39-11 to 39-33 Skillman avenue, north side, 100 ft. east of 39th street (Block No. 183, part of Lot No. 1), Long Island City, Borough of Queens.

669-42-BZ—Application, September 11, 1942, under sections 7f and 21 of the zoning resolution, of Wing Holding Corporation, applicant and owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 40-11 Skillman avenue, north side, 545.51 ft. west of 43rd street (Block No. 183, Lot No. 290), Long Island City, Borough of Queens.

426-42-BZ—Application, May 25, 1942, under sections 7f and 7h of the zoning resolution, of Nathan Weissberg, applicant, on behalf of Lenore Realty Corporation, owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 695-699 Utica avenue, east side, 50 ft. south of Clarkson avenue (Block No. 4637, Lot No. 44), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

FEBRUARY 16, 1943, 10 A.M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday morning, February 16, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

382-42-BZ—Application, May 11, 1942, under section 7h of the zoning resolution, of Ervin Palmer, applicant, on behalf of General Baking Company, owner (C Solomon Mayer, lessee), to permit in a residence use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 530-540 East 81st street and 28-34 East End avenue, southwest corner (Block No. 1577, Lot No. 27), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman.*

MARCH 23, 1943, 10 A. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday morning, March 23, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

284-42-BZ—Application, April 7, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of North American Oil Corporation, owner (Matt David, lessee), to permit in a business use district, upon a plot occupied as a gas station and individual garages, the erection and maintenance of a building to be occupied as a garage for more than five (5) motor vehicles, lubricatorium, dressing rooms and office and the use of the remainder of the plot as a gasoline service station; premises 1672-1680 86th street, southeast corner of Bay 14th street (Block No. 6365, part of Lot No. 33), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

MINUTES

BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

TUESDAY MORNING, JANUARY 12, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

The minutes of the regular meetings of the Board held on *Tuesday morning, January 5, 1943*, and *Tuesday afternoon, January 5, 1943*, were approved, as printed in Bulletin No. 2, Vol. 28.

ZONING CASES

1251-39-BZ

APPLICANT—Lama and Proskauer, for Gulf Oil Corporation, owner.

SUBJECT—Application reopened May 26, 1942 (re decision of the borough superintendent) under section 7c of the zoning resolution, to permit partly in a business use and partly in a residence use district, the parking and storage of more than five (5) motor vehicles upon a plot occupied as a gasoline service station (previously withdrawn).

PREMISES AFFECTED—2701-2711 Ft. Hamilton parkway and 1358-1368 Prospect avenue, northwest corner (Block 5284, Lot 64), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama.

For Opposition: Harold Klorfein, Dept. of Parks.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 9, 1943 at 10 A. M., for further consideration by the Board. Applicant to submit revised plans not later than February 5, 1943.

987-41-BZ

APPLICANT—Louis A. Kiesewetter, for Texas Company, owner.

SUBJECT—Application (re decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station.

PREMISES AFFECTED—736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block 4675, Lot 6), Borough of Brooklyn.

APPEARANCES—

For Applicant: Joseph B. Lynch.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 2, 1943 at 10 A. M., on request of applicant's representative. Revised drawings to be submitted before the hearing.

87-42-BZ

APPLICANT—AAA Properties, Incorporated, owner.

SUBJECT—Application reopened December 8, 1942 by order of the court—re Application (decision of the borough superintendent) previously denied by the Board, under section 7h of the zoning resolution, to permit partly in a business use and partly in an unrestricted use district, for a temporary period of not more than two (2) years, the parking and storage of more than five (5) motor vehicles.

PREMISES AFFECTED—3856-3872 Ninth avenue, west side, between West 206th and 207th streets (Block 2203, Lot 21), Borough of Manhattan.

APPEARANCES—

For Applicant: Emily Marx.

For Opposition: Hyman Pohl.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to January 19, 1943 at 10 A. M., for further consideration by the Board.

284-42-BZ

APPLICANT—Lama and Proskauer, for North American Oil Corporation, owner (Matt David, lessee).

SUBJECT—Application (re decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, upon a plot occupied as a gasoline station and individual garages, the erection and maintenance of a building to be occupied as a garage for more than five (5) motor vehicles, lubricatorium, dressing rooms and office and the use of the remainder of the plot as a gasoline service station.

PREMISES AFFECTED—1672-1680 86th street, southeast corner of Bay 14th street (Block 6365, part of Lot 33), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama and Matt David.

For Opposition: Christy Lattarulo.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to March 23, 1943 at 10 A. M., pending an inspection by a Committee of the Board. No further argument.

514-42-BZ

APPLICANT—Arthur H. Haaren, for Pennsylvania Railroad Company, owner (Keshbec, Incorporated, lessee).

SUBJECT—Application (re decision of the borough superintendent) under sections 7f, 7h and 21 of the zoning resolution, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles.

PREMISES AFFECTED—39-11 to 39-33 Skillman avenue, north side, 100 ft. east of 39th street (Block 183, part of Lot 1), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Arthur H. Haaren and Herman Kron.

For Opposition: Helen Doyle.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 9, 1943 at 10 A. M., for further consideration by the Board. No further argument.

669-42-BZ

APPLICANT—Wing Holding Corporation, owner.

SUBJECT—Application (re decision of the borough superintendent) under sections 7f and 21 of the zoning resolution, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles.

PREMISES AFFECTED—40-11 Skillman avenue, north side, 545.51 ft. west of 43rd street (Block 183, Lot 290), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Walter Fairchild and Edgar Hantsche.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

MINUTES

ACTION OF BOARD—Laid over to February 9, 1943 at 10 A. M., pending an inspection by a Committee of the Board. No further argument.

567-41-BZ

APPLICANT—Maurice Epstein and Irvin J. Berger, for Red Estates, Incorporated, owner.

SUBJECT—Application (re decision of the borough superintendent) under section 21 of the zoning resolution, to permit in a residence use district, the erection and maintenance of a business building (stores).

PREMISES AFFECTED—72-92 to 72-98 Calamus avenue, southwest corner of 74th street (Block 2485, Lot 36), Maspeth, Borough of Queens.

APPEARANCES—

For Applicant: Maurice Epstein, Julius B. Friedman and I. J. Berger.

For Opposition: John Rizzo and others.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

176-38-BZ

APPLICANT—Lama and Proskauer, for Regis Holding Corporation, owner (Katherine Sassano, lessee).

SUBJECT—Application reopened September 9, 1942 (re decision of the borough superintendent) under section 7e of the zoning resolution, to permit in a business use district, for a term of two (2) years, the maintenance of an auto wrecking yard (previously dismissed for lack of prosecution in re maintenance of a junk yard).

PREMISES AFFECTED—686-700 Herkimer street and 22-30 Utica avenue, southwest corner (Block 1707, Lots 46, 47 and 48), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama and Sylvester Barone.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (176-38-BZ)

WHEREAS, John J. Beatty, for Rubel Corporation, owner (Bergen Auto Wrecking, Incorporated, lessee), filed March 18, 1938, an application under section 21 of the zoning resolution to permit in a business use district, the maintenance of a junk yard; premises 686-700 Herkimer street and 22-30 Utica avenue, southwest corner (Block 1707, Lots 46, 47 and 48), Borough of Brooklyn; and

WHEREAS, this application was dismissed for lack of prosecution on May 21, 1940; and

WHEREAS, Lama and Proskauer, for Regis Holding Corporation, present owner (Katherine Sassano, lessee), requested reopening of the application under section 7e of the zoning resolution, to permit in a business use district for a term of two (2) years, the maintenance of an auto wrecking yard; and

WHEREAS, this application was reopened by vote of the Board on September 9, 1942, subject to usual procedure; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting, January 12, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Herkimer street is in a business use district; Utica avenue is in business and unrestricted use districts; Atlantic avenue is in unrestricted and manufacturing use districts; and

WHEREAS, the decision of the borough superintendent, dated July 10, 1942, re B.N. Applic. 1357-42, reads:

"Proposed auto wrecking located within a business use district is contrary to Art. 2, Sec. 50 of the zoning resolution."

and

WHEREAS, the applicant states that the premises consist of a plot having a frontage of 125 ft. on Herkimer street and 105 ft. on Utica avenue; that upon part of the Utica avenue frontage there is located a one-story, Class 3 building, 40 ft. by 60 ft. in area used for manufacture of store fixtures; that the remainder of plot is used for auto wrecking and for storage and sale of used car parts and that it is proposed to continue the use of the building for the manufacture of store fixtures and also to continue the use of the remainder of plot for auto wrecking and storage and sale of used car parts for a term of two years; and

WHEREAS, these premises and the surrounding area were inspected by a Committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant under section 7, subdivision e, of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the application of the use district regulations of the zoning resolution, and that the application be and it hereby is *granted*, under section 7e thereof, for a term of two (2) years, to permit the premises where unbuilt upon to be occupied for automobile wrecking, and storage and sales of car parts, *on condition* that the existing billboards, indicated on photographs filed with this application, shall be removed at the termination of the present lease therefor in August 1943; that on all interior lot lines and street building lines, where walls of adjoining buildings do not occur, there shall be maintained a tight board fence not less than six (6) ft. in height; that such fence shall be kept in good condition and kept painted; that the present building and rear yard, enclosed with wire fence as indicated on plans filed with this application, are not to be occupied for the use herein permitted; that no signs shall be erected on the premises other than those now existing advertising the use; that in all other respects, the premises shall comply with all laws, rules and regulations applicable thereto; that such portable fire fighting appliances shall be maintained as the fire commissioner shall direct; that curb cuts shall be restricted to the one now existing on Herkimer street, as shown; that all permits shall be obtained and all work completed and certificate of occupancy under the provisions of Section 22 of the zoning resolution obtained for the new use within six (6) months from the date of this resolution.

539-42-BZ

APPLICANT—Edwin H. Thatcher, for Polytechnic Institute of Brooklyn, owner.

SUBJECT—Application reopened and restored to calendar December 8, 1942—re Application (decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles (previously withdrawn re Lots 11 and 22).

PREMISES AFFECTED—275-299 Fifth street, north side, 97 ft. 10½ in. east of Fourth avenue (Block 984, part of Lot 11), Borough of Brooklyn

MINUTES

APPEARANCES—

For Applicant: Edwin H. Thatcher.

For Opposition: Harold Klorfein, Dep't of Parks.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (539-42-BZ)

WHEREAS, Edwin H. Thatcher, for Polytechnic Institute of Brooklyn, owner, filed on July 6, 1942, an application under section 7h of the zoning resolution, to permit in a business use district for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 244-266 Fourth street, south side, 97 ft. 10½ in. east of Fourth avenue, and 275-299 Fifth street (Block 984, Lots 11 and 22), Borough of Brooklyn; and

WHEREAS, this application was withdrawn on November 17, 1942; and

WHEREAS, the applicant requested a reopening and reconsideration of the application, based on a reduced area and affecting premises 275-299 Fifth street, north side, 97 ft. 10½ in. east of Fourth avenue (Block 984, part of Lot 11), Borough of Brooklyn; and

WHEREAS, this case was reopened by vote of the Board on December 8, 1942, subject to usual procedure; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolutions show that 5th street is in a business use district; 4th street and 5th avenue are in a business and residence use district; and 4th avenue is in a business and unrestricted use district; and

WHEREAS, the decision of the borough superintendent dated July 3, 1942, on B. N. Applic. 1225-42, reads:

"Proposed parking and storage of more than five cars within a business use district is contrary to Art. 2, Sec. 4a-15 of the zoning resolution."

and

WHEREAS, the applicant states that the premises consist of a plot of ground having a frontage of 250 ft. on 5th street and a depth of 100 ft. and that it is proposed to use the plot, for a term of two (2) years, for parking and storage of more than five (5) motor vehicles; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise its discretion to grant a variance under section 7, subdivision h of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution and that the application be and it hereby is granted under section 7h thereof, for a term of two (2) years from the date of this resolution, to permit the premises to be occupied for the parking or storage of more than five (5) motor vehicles; that the area of said premises shall be that portion of Lot 11 having a frontage of 250 ft. on 5th street and a depth of 100 feet, as indicated on revised plans marked "Received January 5, 1943"; that only motor vehicles of the pleasure car type and those in condition for operation shall be so parked or stored; that adequate aisles shall be maintained at all times for easy entrance and egress; that substantial wood picket fences, not less than 5 ft. 6 in. in height, shall be maintained on the interior lot lines where walls of adjoining buildings do not occur and a similar fence shall be erected on the street building line of 5th street with but one entrance toward the west, not over 20 ft. in width, with curb cut opposite of similar width, located as indicated on plan marked "Received January 5, 1943"; that such fences

shall be of substantial construction and kept painted; that during the term of this variance, the premises shall be occupied for no other use than as herein permitted and no building shall be erected thereon, except there may be a building of frame construction erected near the entrance, to be occupied solely as an office and shelter for the attendant, provided such building does not exceed 100 sq. ft. in area; that such fire fighting appliances shall be installed as the fire commissioner shall direct; that the entire premises shall be leveled to the grade of 5th street and surfaced with clean cinders, steam gravel or other suitable material and shall be rolled and treated with a binder; that no signs shall be maintained on the premises, except one sign attached to the fence, advertising the parking and storage use and the rates charged, provided such sign does not exceed 10 sq. ft., is not illuminated and does not extend beyond the building line; that all permits required shall be obtained and all work completed and a certificate of occupancy under the requirements of Section 22 of the Zoning Resolution obtained within six (6) months from the date of this resolution.

577-42-BZ

APPLICANT—George H. Cohn, for Crew Levick Corp., owner (Joseph E. Johnston, lessee).

SUBJECT—Application (re decision of the borough superintendent) under section 7h of the zoning resolution, to permit partly in a business use and partly in a residence use district, the extension of an existing gasoline service station for parking of more than five (5) motor vehicles.

PREMISES AFFECTED—1 Bay Ridge avenue and 6833 Shore road, northeast corner (Block 5859, Lots 10 and 12), Borough of Brooklyn.

APPEARANCES—

For Applicant: George H. Cohn.

For Opposition: Harold Klorfein, Dep't of Parks.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (577-42-BZ)

WHEREAS, George H. Cohn, for Crew Levick Corporation, owner (Joseph E. Johnston, lessee), filed July 15, 1942, an application under section 7h of the zoning resolution, to permit partly in a business use and partly in a residence use district, the extension of an existing gasoline service station for parking of more than five (5) motor vehicles; premises 1 Bay Ridge avenue and 6833 Shore road, northeast corner (Block 5859, Lots 10 and 12), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting, January 12, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Bay Ridge avenue is in business and residence use districts; Shore Road and 68th street are in a residence use district; Narrows avenue is in residence and business use districts; and

WHEREAS, the decision of the borough superintendent, dated June 17, 1942, and as amended October 14, 1942, re B.N. App. 1375-42, reads:

"1. Extension of gasoline service station, located partly in Residence and partly in a Business district for the parking and storage of more than 5 motor vehicles is contrary to Art. II, secs. 3 and 4/15 of Zone Resolution and also to calendar 787-27-BZ of B.S.A. "Denied."

and

MINUTES

WHEREAS, the applicant states that the premises consist of an irregularly shaped plot of ground having a frontage of 120 ft. on Bay Ridge avenue, 105 ft. on Shore road and a distance of 145 ft. along the easterly lot line; that the Shore road frontage is in a residence use district; that the remainder is in a business use district; that the southerly part of this plot is occupied as a gasoline service station (previously granted by this Board); and that it is proposed to use the remainder of the plot (excepting that area occupied by the 2-car garage) for parking more than five (5) motor vehicles; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise its discretion to grant a variance under section 7, subdivision h of the zoning resolution, not to be deemed however, as an extension of area of the gasoline station of the adjoining lot.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the application of the use district regulations of the zoning resolution and that the application be and it hereby is *granted* under section 7h thereof, for a term of two (2) years from the date of this resolution, to permit the premises to be occupied for the parking or storage of more than five (5) motor vehicles, *on condition* that the plot shall be leveled and surfaced with steam cinders, clean gravel or other suitable material and properly rolled and treated with a binder; that the area of the premises shall be as indicated on revised plan marked "Received December 11, 1942"; that there shall be erected back of the building line along Shore road, a masonry retaining wall, properly coped, as indicated on such plan, together with planting, as indicated; that there shall be erected on the interior lot lines to the north and east as indicated on said plan, a wood picket fence or galvanized wire fence not less than 6 feet in height, except that on the easterly lot line, if a substantial fence now exists, it may be continued, provided it is not less than 4 ft. 6 in. in height; that such fences shall be maintained in good condition and kept painted; that the existing two-car garage may be continued on the premises; that the greasing pit shall be removed; that proper bumpers shall be maintained at all times for protection of the fences and the planting; that entrance to this parking lot shall be only through the opening in the rear wall to the gasoline station on the adjoining lot under the same management; that only cars of the pleasure car type and those in condition for operation shall be so parked or stored; that proper aisles shall be maintained at all times for easy entrance and egress; that no signs shall be maintained on the premises, except there may be a sign in connection with the adjoining gasoline station inside the building at the Bay Ridge avenue frontage, advertising the parking and storage use and the rates charged; that such sign shall not exceed 10 sq. ft. in area; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that no additional buildings shall be erected and no additional uses maintained on the premises other than those herein permitted; that all permits required and all work completed and a certificate of occupancy shall be obtained within six (6) months from the date of this resolution.

667-42-BZ

APPLICANT—Henry George Greene, for Leo Uliano, owner.

SUBJECT—Application (re decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a residence use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles.

PREMISES AFFECTED—417 79th street, north side, 125 ft. east of Fourth avenue (Block 5970, Lot 79), Borough of Brooklyn.

APPEARANCES—

For Applicant: Henry G. Greene and Leo Uliano.
For Opposition: Max Sokoloff, Henry J. Wall, D. C. Duke, Terence J. Rooney, Fred Helberg and Mrs. A. Bennett.

For Administration: Fred Dahlem, Dep't of Housing Buildings.

ACTION OF THE BOARD—Application denied.

THE VOTE TO GRANT—

Affirmative 0
Negative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

THE RESOLUTION (667-42-BZ)

WHEREAS, Henry George Greene, for Leo Uliano, owner, filed September 11, 1942, an application under section 7h of the zoning resolution, to permit in a residence use district for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 417 79th street, north side, 125 ft. east of Fourth avenue (Block 5970, Lot 79), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting January 12, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that 79th street and 78th street are in a residence and business use district; Fourth avenue is in a residence use district; and Fifth avenue is in a business use district; and

WHEREAS, the decision of the borough superintendent on B. N. Applic. 1117-42, dated August 17, 1942, reads:

"Parking and storage of more than five cars within a residential use district is contrary to Art. 2, Sect. 3 of the zoning resolution."

and

WHEREAS, the applicant states that the premises consist of a plot of ground having a frontage of 50 ft. and a depth of 100 ft. and that it is proposed to use the plot, for a term of two (2) years, for parking and storage of more than five (5) motor vehicles; and

WHEREAS, the Board deemed that there was no justification for the exercise of discretion to grant a zoning variance under section 7h of the zoning resolution.

Resolved, that the decision of the borough superintendent, on B. N. Applic. 1117-42, be and it hereby is *affirmed* and that the application be and it hereby is *denied*.

APPEAL FROM ADMINISTRATIVE DECISION.

792-42-A

APPLICANT—Louis A. Kiesewetter, for Texas Company, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block 4675, Lot 6), Borough of Brooklyn.

APPEARANCES—

For Applicant: Joseph B. Lynch.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 2, 1943 at 10 A. M., on request of applicant's representative. Revised drawings to be submitted before the hearing.

Adjourned: 1:00 P.M.

JOSEPH J. DOYLE, Chief Clerk.

MINUTES

REGULAR MEETING

TUESDAY AFTERNOON, JANUARY 12, 1943

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

ZONING CASES.

617-42-BZ

APPLICANT—John F. Payne, for Socony-Vacuum Oil Company, Incorporated, owner.

SUBJECT—Application (re decision of the acting borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, the erection and maintenance of a new accessory (lubricatorium) building on an existing gasoline service station.

PREMISES AFFECTED—1979 East 177th street, northwest corner of Pugsley avenue (Block 3794, Lot 50), Borough of The Bronx.

APPEARANCES—

For Applicant: H. Kawecki.

For Opposition: Harold Klorfein, Dep't of Parks.

ACTION OF BOARD—Laid over to January 26, 1943 at 2 P. M., at request of applicant.

1025-27-BZ

APPLICANT—Margaret Cooney, for Colonial Beacon Oil Co., owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—re Application (decision of the superintendent of buildings) previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the erection and maintenance of a gasoline service station.

PREMISES AFFECTED—Southwest corner of Avenue U and Brigham street (Block 7369, Lot 11), Borough of Brooklyn.

APPEARANCES—

For Applicant: E. H. Snackenber.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application to reopen, denied.

THE VOTE TO REOPEN—

Affirmative 0

Negative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

389-28-BZ

APPLICANT—Benjamin Bishon, for Bishon Service Station, lessee.

SUBJECT—Application for consideration—reopening and amendment of resolution—re Application (decision of the borough superintendent) previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the erection and maintenance of a gasoline service station.

PREMISES AFFECTED—2385-2393 Utica avenue, east side, 348.9 ft. south of Fillmore avenue (Block 8511, Lot 11), Borough of Brooklyn.

APPEARANCES—

For Applicant: Benjamin Bishon.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

1085-41-BZ

APPLICANT—Jack Z. Cohen, for Benjamin Gertner, owner.

SUBJECT—Application for consideration—reopening and restoration to calendar—(re decision of the acting borough superintendent) under section 21 of the zoning resolution, to permit in a business use district the conversion of occupancy of a building to be used for the storage or baling of junk, paper and rags (previously dismissed for lack of prosecution).

PREMISES AFFECTED—1463 Crotona place, west side, 85 ft. north of St. Paul's place (Block 2927, Lot 30) Borough of The Bronx.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application reopened and set for hearing February 2, 1943 at 10 A. M.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

278-24-BZ

APPLICANT—Saltzman and Strauss, for D'Andres and Schweinert, for One Jumel Place, Incorporated, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—re Application (decision of the acting borough superintendent) previously granted on condition, under section 7i of the zoning resolution, permitting in a business use district, the conversion of occupancy of part of a garage for more than five (5) motor vehicles (previously granted by the Board) from garage use to a motor vehicle repair shop.

PREMISES AFFECTED—441-451 West 167th street and 1 Jumel place, northeast corner (Block 2112, Lot 58), Borough of Manhattan.

APPEARANCES—

For Applicant: Herbert Strauss.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (278-24-BZ)

WHEREAS, this application, permitting partly in a residence use district and partly in a business use district, the erection and maintenance of a public garage for more than five (5) motor vehicles, premises 441-451 West 167th street and 1 Jumel place, northeast corner (Block 2112, Lot 58), Borough of Manhattan, was granted by the Board March 25, 1924, on certain conditions; and

WHEREAS, on December 10, 1940, this application was amended, permitting under section 7i of the zoning resolution, the conversion of occupancy of part of a garage to a motor vehicle repair shop; and

WHEREAS, the applicant requested a further amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted March 25, 1924, as amended by its resolution of December 10, 1940, so that as amended, the resolution shall read:

"Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the building zone resolution and that the application be and it hereby is granted on condition that the vehicular entrances be restricted to

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Jumel place; that there be no door opening on Edgecombe avenue; any windows on Edgecombe avenue front shall have sills at least 6 ft. above sidewalk level and shall be equipped with fixed sash, glazed with translucent glass, with one ventilator to each sash; that all windows on 167th street shall be glazed with translucent glass; that no entrance other than emergency openings not exceeding 3 ft. 8 in. in width be permitted on 167th street; that the fronts of street elevations shall be finished with face brick of light buff color with architectural terra cotta or stone trimmings; that the front elevations of the building shall be of attractive architectural design; the architect to make a return to this Board for approval as to design of the elevation before submitting working drawings to the Bureau of Buildings.

Resolved further, that the drawings returned to the Board for examination, in compliance with the requirements of this resolution, are hereby approved.

Resolved further, that motor vehicle repairing may be permitted under section 7i of the building zone resolution, on condition that the repairing shall be confined to the central portion of the second story facing 167th street, as indicated on revised plan marked 'Received December 4, 1940'; that such repair work shall be carried on mainly with hand tools and with no motor-driven equipment requiring motor power of more than one-half horsepower; that there shall be no anvils or forges employed and no heavy work straightening chassis or fenders; that such portable fire-fighting equipment shall be maintained as the fire commissioner shall direct; that any permits that may be required for the use of acetylene or other equipment shall be subject to permits as may be issued by the fire commissioner; that such additional use shall continue only so long as the building is not increased further in height or area and that the space herein permitted to be used shall not be increased and shall comply with the requirements.

Resolved further, that in the event the owner desires to maintain the motor vehicle repairing on the first floor instead of the second floor, but in the same relative position, and with no greater space for the maintenance of same, such change of location may be permitted, on condition that in all other respects the resolution as adopted and amended through December 10, 1940, shall be complied with; that a certificate of occupancy shall be obtained; and that all permits shall be obtained and all work completed within six (6) months from the date of this amended resolution".

344-32-BZ

APPLICANT—Harold Swain, owner.

SUBJECT—Application for consideration—reopening and extension of time—re Application (decision of the acting borough superintendent) previously granted on condition, under section 7i of the zoning resolution, permitting in a business use district, the change of occupancy of a motor vehicle repair shop, previously granted by the Board for minor adjustments and prohibiting fender work, so as to include fender work.

PREMISES AFFECTED—1472 Jerome avenue, east side, 50 ft. north of East 171st street (Block 2844, part of Lot 1), Borough of The Bronx.

APPEARANCES—

For Applicant: Harold Swain.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (344-32-BZ)

WHEREAS, this application, under section 21 of the zoning resolution, permitting in a business use district the maintenance of a motor vehicle repair shop, premises 1472 Jerome avenue, east side, 50 ft. north of East 171st street (Block 2844, part of Lot 1), Borough of The Bronx, was granted by the Board November 4, 1932, on certain conditions; the resolutions amended March 3, 1942 and April 14, 1942; and

WHEREAS, the applicant requested an extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted on November 4, 1932, as amended through April 14, 1942, only so far as it has reference to obtaining permits and completion of the work, so that as amended, this portion of the resolution shall read:

"* * * that all permits required shall be obtained and all work completed within three (3) months from the date of this amended resolution * * *."

31-33-BZ

APPLICANT—Lama and Proskauer, for Packer Service Center, Incorporated, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution re Application (decision of the borough superintendent) previously granted on condition, under sections 7f and 21 of the zoning resolution, permitting partly in a business use and partly in a residence use district, for a term of years, the use of a plot of ground as a gasoline service station and, also, for the parking and storage of more than five (5) motor vehicles.

PREMISES AFFECTED—610-622 Utica avenue, northwest corner of Winthrop street, (Block 4603, Lot 40), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Commissioners Savage and Blum and Deputy Chief Gunn..... 3

Negative: Chairman Murdock..... 1

THE RESOLUTION (31-33-BZ)

WHEREAS, this application permitting partly in a residence use district and partly in a business use district the erection and maintenance of a gasoline service station affecting premises 610-622 Utica avenue, northwest corner of Winthrop street (Block 4603, Lots 40 and 43), Borough of Brooklyn, was granted by the Board June 9, 1933, for a period of two years on certain conditions, time to obtain permits and complete work extended September 19, 1933; a similar request for extension of time to obtain permits and complete work denied September 18, 1934, time extended to obtain permits and complete work by order of the Court, April 16, 1935 and on January 19, 1937, the Board granted a further extension of the permit; and

WHEREAS, on January 19, 1937, the Board extended the permit for a period of five years, the resolution reading as follows:

"Resolved, that in pursuance of the order of the court dated October 23, 1936 in the matter of Denis P. Healy versus the Board of Standards and Appeals, the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the building zone resolution and that the application be and it hereby is granted so as to permit the premises under appeal to be occupied as a gasoline service station for a period of five (5) years from the date of the court order on condition that there shall be erected along the interior lot lines from Utica avenue westerly

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and then southerly to Winthrop street and thence along Winthrop street a substantial woven wire fence not less than 5 ft. in height; that any accessory building erected on the plot shall be erected generally as indicated on plan filed with the Board of Standards and Appeals except that such building may be approximately 65 ft. in total length and located toward the center of the premises, as indicated on revised plan marked Received January 13, 1937"; that such building shall be of fireproof materials except that the roof beams, roof boarding, exterior doors and windows may be of wood provided the ceiling throughout is fire-retarded in accordance with the rules of the Board of Standards and Appeals and the roof is weather surfaced with non-inflammable material; that such building shall not exceed one story in height and shall contain an office, auto laundry and space for greasing pits or lifts with the front thereof left open; that no portion of the building shall be constructed with any excavation thereunder except the portion used for the greasing pits; that other than covered by this accessory building the entire area shall be kept clear and in neat condition and such portions as are used for driveways for automobiles to and from the pumps and accessory building shall be surfaced with concrete, Colprovia or crushed bluestone, properly bound; that there shall be only two 25 ft. entrance driveways to the property which shall be from Utica avenue only; that no driveway shall be nearer than 10 ft. to the intersection of Utica avenue and Winthrop street; that opposite these driveways there shall be curb cuts in the curb not exceeding 30 ft. in width each; that such gasoline pumps as are located on the property shall be at least 10 ft. from any building or lot line; that the advertising of non-conforming uses shall be restricted to the globes of gasoline pumps and to flat permanent signs which shall be placed against the accessory building precluding all temporary signs of any nature advertising non-conforming uses, but permitting the erection of one post standard within the building line near the street intersections for supporting an illuminated sign advertising only the brand of gasoline on sale, provided such sign does not extend beyond the building line more than 5 ft.; that there shall be no portable gasoline pumps used on or from the property; that there shall be no open uncovered greasing pits or lifts installed on the premises; that no motor vehicles shall be repaired on the premises, and that no motor vehicles shall be parked or stored other than those being serviced; that all permits shall be obtained and all work completed within one year from the date of the Court order, October 23, 1936."

WHEREAS, the applicant requested an amendment of the resolution, to permit the continuance of the use for a further term and also for the additional use of storage and parking of more than five motor vehicles; and

WHEREAS, on July 28, 1942, the permit was further extended for a period of one year, the resolution reading as follows:

"* * * granted for a term of one (1) year from the date of this amended resolution; that the purpose of this extension is to permit the applicant to submit to the Board for further consideration plans showing lot line walls, planting, etc. in connection with his application for a 10-year permit and use of the premises in part for parking of motor vehicles."

WHEREAS, the applicant submitted revised plans as required by resolution adopted July 28, 1942 and requested their extension of the variance.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted on January 19, 1937, amended July 28, 1942, by adding thereto:

"* * * that notwithstanding the provision in the resolution, as adopted January 19, 1937, the premises may

also be occupied for the parking or storage of more than five (5) motor vehicles on condition that such parking or storage shall be at the rear of the accessory building as indicated on revised plans marked 'Received January 2, 1943'; that such area at the rear of the accessory building shall be surfaced with steam cinders or cracked bluestone, rolled and treated with a binder, and on the further condition that there shall be erected on the northerly and westerly lot lines and the street building line of Winthrop street, a masonry wall constructed of brick, not less than 6 ft. in height; that a planting area protected with a concrete curb shall be maintained along the northerly wall as shown; that a similar planting area shall be maintained along the southerly wall; and that such area shall be planted with suitable material, maintained in good condition at all times; that the width of such planting areas shall be 5 ft. instead of 3 ft. as shown; that the entrances shall be restricted to Utica avenue only, and notwithstanding as hereinbefore stated, the curb cuts shall not exceed the width as shown on such revised plans marked 'Received January 2, 1943'; that no automobile repairing shall be carried on; that in all other respects the occupancy shall comply with the requirements of the resolution adopted January 19, 1937, as today amended, and that such use is hereby extended under section 7 subdivision F for a term of ten (10) years from the date of this amended resolution, except that the parking herein permitted under section 7, subdivision H shall continue only during the term of the present emergency; that a certificate of occupancy shall be obtained in accordance with the requirements of Section 22 of the zoning resolution. * * *"

212-36-BZ

APPLICANT—Charles H. Bellows, for Estate of John E. Miller, owner (Joseph Rossi, lessee).

SUBJECT—Application for consideration—reopening and extension of time—re Application (decision of the acting borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, the storage of more than five (5) motor vehicles.

PREMISES AFFECTED—317-321 East 103rd street, north side, 287 ft. 6 in. west of First avenue (Block 1675, Lot 13), Borough of Manhattan.

APPEARANCES—

For Applicant: Charles H. Bellows.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (212-36-BZ)

WHEREAS, this application to permit in a business use district for a temporary period of not more than two (2) years, the parking and storage of more than five (5) motor vehicles, premises 317-321 East 103rd street, north side, 287 ft. 6 in. west of First avenue (Block 1675, Lot 13), Borough of Manhattan, was granted by the Board February 20, 1940, on certain conditions, time extended September 23, 1941 and the applicant requested a further extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted on February 20, 1940, as amended September 23, 1941, only so far as it has reference to the time within which to obtain permits and complete the work, so that as amended, this portion of the resolution shall read:

"... that all permits required shall be obtained and all work completed within one year from the date of this amended resolution."

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94-38-BZ

APPLICANT—William J. Schrauth and Earl J. Helmick, for Jeho Company, Incorporated, owner.

SUBJECT—Application for consideration—reopening and extension of permit—re Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, the transient parking of more than five (5) motor vehicles.

PREMISES AFFECTED—89-02 to 89-12 166th street, southwest corner of 89th avenue (Block 866, Lot 72), Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: Wm. L. Schrauth and Allen B. Gilford.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (94-38-BZ)

WHEREAS, this application, to permit in a business use district under section 7h of the zoning resolution, the parking and storage of more than five (5) motor vehicles, for a temporary period of not more than two (2) years, premises 89-02 to 89-12 166th street, southwest corner of 89th avenue (Block 866, Lot 72), Jamaica, Borough of Queens, was granted by the Board December 17, 1940, on certain conditions, resolution amended February 18, 1941 and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on December 17, 1940, as amended on February 18, 1941, so that as amended, the resolution shall read:

"*Resolved*, that the Board of Standards and Appeals does hereby *make a variation* in the application of the use district regulations of the building zone resolution and that the application be and it hereby is *granted*, under section 7h thereof, for a temporary term of two (2) years *from January 12, 1943*, to permit the premises to be occupied for the transient parking of more than five (5) motor vehicles, *on condition* that only those of the pleasure-car type shall be so parked; that there shall be erected parallel to the street line of 89th avenue and 15 ft. therefrom a brick wall not less than 6 ft. in height, faced on both sides with face brick; that along the interior lot line between this lot and Lot No. 65 there shall be constructed a similar wall; that a similar wall shall be erected along the building line between this lot and Lot No. 83 (see provision in the resolution adopted by the Board under Cal. No. 5-40-BZ); that along the street building line of 166th street there shall be constructed a chain-link woven-wire fence, not less than 6 ft. in height, with anchored metal posts; that there shall be no openings therein, except two, not over 15 ft. in width each; that no part of any opening shall be nearer to 89th avenue than 30 ft.; that curb cuts opposite shall be of similar width; that the space between the wall herein required parallel to 89th avenue and the street building line of 89th avenue shall be sodded or planted with shrubs and maintained in good condition at all times; that the balance of the premises shall be leveled substantially to the grade of 166th street and shall be surfaced with impervious material, properly rolled and bound, so as to prevent dusting and so as to provide surface drainage; that proper aisles shall be maintained at all times for easy ingress and egress, and that a space of not less than 18 in. shall be maintained between rows of cars for ready access thereto; that during the term of this permit the premises shall be used for no other use than that

herein permitted and no building shall be erected thereon, except there may be erected a building, not over one story in height and not over 150 sq. ft. in area, and which may be of frame, for use solely as an office and shelter for the attendant; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that no sign shall be erected on the premises, except there may be a sign attached to the fence at the entrance and not extending beyond the building line and not illuminated, advertising the transient parking use and the rates charged; that any general illumination shall be by means of lights erected on pipe standards and with metal reflectors so arranged as to reflect toward the center of the premises and away from the adjoining residential occupancies; that all permits required shall be obtained and all work involved completed within six months from the date of this resolution.

Resolved further, that in lieu of the wall hereinbefore specified, a wall may be constructed on the lot line under the terms of party-wall agreements with the adjoining owners, provided such wall is not less than 6 feet in height above curb throughout and is constructed on both sides with face brick and is suitably coped; and that copies of such party wall agreements shall be filed with the borough superintendent, and that a certificate of occupancy shall be obtained under section 22 of the zoning resolution".

890-38-BZ

APPLICANT—Sherman and Sterling, for E. C. Bartlett for 145 East 41st Street Corporation, lessee (R. W. Goelet, owner).

SUBJECT—Application for consideration—reopening and extension of permit—re Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for term of two (2) years, the transient parking of more than five (5) motor vehicles.

PREMISES AFFECTED—145-149 East 41st street, north side, 100 ft. west of Third avenue (Block 129, Lots 30, 31 and 32), Borough of Manhattan.

APPEARANCES—

For Applicant: P. J. Growney and E. L. Bartlett
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...
Negative

THE RESOLUTION (890-38-BZ)

WHEREAS, this application, under 7h of the zoning resolution, to permit in a business use district the parking and storage of more than five (5) motor vehicles; premises 145-149 East 41st street, north side, 100 ft. west of Third avenue (Block 129, Lots 30, 31 and 32), Borough of Manhattan, was granted by the Board January 24, 1939, on certain conditions, for a temporary period of two (2) years, permit extended January 21, 1941 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on January 24, 1939, as amended January 21, 1941, only so far as it refers to term of the permit so that as amended, this portion of resolution shall read:

"granted under section 7h for a term of two years from the date of this *amended* resolution * * * and a certificate of occupancy shall be obtained under section 22 of the zoning resolution.

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83-40-BZ

APPLICANT—Paul Friedman, for Dime Savings Bank of Brooklyn, owner.

SUBJECT—Application for consideration—reopening and extension of permit—re Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting partly in a business use and partly in an unrestricted use district, for a temporary period of not more than two (2) years, the parking and storage of more than five (5) motor vehicles.

REMISES AFFECTED—413-417 Flatbush avenue extension, east side, 136 ft. 1¼ in. south of DeKalb avenue (Block 2093, Lot 85), Borough of Brooklyn.

APPEARANCES—

For Applicant: Paul Friedman.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (983-40-BZ)

WHEREAS, this application under section 7h of the zoning resolution, to permit partly in a business use district and partly in an unrestricted use district, for a temporary period of not more than two (2) years, the parking and storage of more than five (5) motor vehicles, premises 413-417 Flatbush avenue, east side, 136 ft. 1¼ in. south of DeKalb avenue (Block 2093, Lot 85), Borough of Brooklyn, was granted by the Board January 21, 1941, on certain conditions, resolution amended April 1, 1941 and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted on January 21, 1941, as amended April 1, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"* * * granted under section 7h for a term of two (2) years from the date of this amended resolution, to permit the portion of the plot within the business use area to be occupied for the parking or storage of motor vehicles in conjunction with the balance of the plot in the unrestricted area, and in conjunction with the adjoining lot, for which a similar variance has been granted under Cal. 772-40-BZ; and that a certificate of occupancy shall be obtained under the requirements of Section 22 of the zoning resolution."

80-41-BZ

APPLICANT—Max Horn, for Mollie Winter and Ethel M. Front, owners (Bill Gordon, lessee).

SUBJECT—Application for consideration—reopening and extension of time—re Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting partly in a business use and partly in a residence use district, for a term of two (2) years, the transient parking of more than five (5) motor vehicles.

PREMISES AFFECTED—167-199 Beach 61st street, southwest corner of Rockaway Beach boulevard (Block 389, Lots 19, 22 and 24), Arverne, Borough of Queens.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (680-41-BZ)

WHEREAS, Max Horn, for Mollie Winter and Ethel M. Front, owners, (Bill Gordon, lessee), filed July 18, 1941, an application under section 7h of the zoning resolution, to permit partly in a business use and partly in a residence use district, for a temporary period of two (2) years, the parking of more than five (5) motor vehicles; premises: 167-199 Beach 61st street southwest corner of Rockaway Beach boulevard (Block 389, Lots 19, 22 and 24), Arverne, Borough of Queens; and

WHEREAS, this application was granted by the Board on August 6, 1941, on certain conditions and applicant requested an extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted on August 6, 1941, only so far as it has reference to obtaining permits and completing the work, so that as amended this portion of the resolution shall read:

"In view of the statement by applicant that the work has been substantially completed, except for the issuance of the certificate of occupancy, that all permits shall be obtained, including the certificate of occupancy under the requirements of section 22 of the zoning resolution, within two (2) months from the date of this amended resolution. * * *"

APPEALS FROM ADMINISTRATIVE DECISIONS.

573-42-A

APPLICANT—A. Rothenberg (lessee), for H. Edgerton, owner.

SUBJECT—Appeal from an order of the fire commissioner.

PREMISES AFFECTED—983 McDonald avenue, east side, 22 ft. south of Webster avenue (Block 5419, part of Lot 8), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Laid over to January 19, 1943 at 2 P.M. No appearances for applicant.

664-42-A

APPLICANT—Brooklyn Felt Manufacturing Company, Incorporated, lessee, for Chelsea Fibre Mills, owner.

SUBJECT—Appeal from an order and decisions of the fire commissioner.

PREMISES AFFECTED—1155-1205 Manhattan avenue and 93-99 Commercial street, northwest corner (Block 2472, Lot 35); (Building No. 1, 5th floor), Borough of Brooklyn.

APPEARANCES—

For Applicant: Herman Cohen.

ACTION OF BOARD—Laid over to January 26, 1943 at 2 P.M. at request of applicant.

722-42-A

APPLICANT—Sidney Daub, for Level Realty Corporation, owner (Alexander's Department Stores Incorporated, lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—2515 Grand Concourse, west side, 106.34 ft. north of East Fordham road (Block 3167, Lot 76), Borough of The Bronx.

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APPEARANCES—

For Applicant: Sidney Daub.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Laid over to January 26, 1943 at 2 P.M. for further consideration by the Board.

723-42-A

APPLICANT—Roy Clinton Morris, for Anna Lavino, owner (Angela Contessa, lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—330 East 51st street, south side, 138 ft. 9 in. west of First avenue (Block 1343, Lot 40), Borough of Manhattan.

APPEARANCES—

For Applicant: Roy Clinton Morris.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Laid over to January 26, 1943 at 2 P.M. for further consideration by the Board.

725-42-A

APPLICANT—Evans Brothers, Incorporated, for 819 Edgewater Road Corporation, owner.

SUBJECT—Appeal from an order of the fire commissioner.

PREMISES AFFECTED—819 Edgewater road, west side, 100 ft. north of Lafayette avenue (Block 2762E, Lot 303), Borough of The Bronx.

APPEARANCES—

For Applicant: None.

For Administration: Inspector Meyer, Fire Dep't.

ACTION OF BOARD—Laid over to January 26, 1943 at 2 P.M. at written request of applicant.

731-42-A

APPLICANT—George Keister, for Frederick Palievic, owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—570 Walton avenue, east side, 139.97 ft. north of East 149th street (Block 2347, Lot 7), Borough of The Bronx.

APPEARANCES—

For Applicant: George Keister.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Laid over to January 19, 1943 at 2 P.M. for further consideration by the Board.

803-42-A

APPLICANT—W. G. Griffith for Swift and Company, subsidiary of United Dressed Beef Company, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—786 First avenue and 400 East 44th street, southeast corner and north side of East 43rd street, 150 ft. east of First avenue (Block 1355, Lot 7), Borough of Manhattan.

APPEARANCES—

For Applicant: W. G. Griffith.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Laid over to January 19, 1943 at 2 P.M., pending an inspection by a Committee of the Board.

11-43-A

APPLICANT—Sinclair Refining Company, owner.

SUBJECT—Appeal from a decision of the fire commissioner re Transportation of Gasoline in Tank Truck (capacity of tank not in conformity with Administrative Code Specifications, governing Tank Trucks) in New York City.

APPEARANCES—

For Applicant: Edwin C. Wellman and William J. Feeley.

For Administration: George Shlenank, Fire Dep't.

ACTION OF BOARD—Laid over to January 19, 1943 at 2 P.M. for further consideration by the Board.

613-42-A

APPLICANT—Broadway Maintenance Corporation, lessee, for Maria Hamberger, owner.

SUBJECT—Appeal from an order of the fire commissioner.

PREMISES AFFECTED—14-50 Broadway, south side, 50 ft. west of Van Alst avenue (Block No. 530, Lot No. 9), Astoria, Borough of Queens.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Appeal withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

912-42-A

APPLICANT—Joseph B. Lynch, for Colonial Beacon Oil Company, owner.

SUBJECT—Appeal from a decision of the fire commissioner relative to the transportation of gasoline in tractor-trailer tank trucks (capacity of tank trucks not in conformity with Administrative Code Specifications governing tank trucks) in New York City.

APPEARANCES—

For Applicant: Joseph B. Lynch.

For Administration: George Sklenank, Fire Dep't.

ACTION OF BOARD—Appeal withdrawn at request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative: 0

640-42-S

APPLICANT—Myron K. Weil, owner (Universal Tire Co., lessee).

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—288 Flushing avenue, south side, 50 ft. 4 in. west of Steuben street (Block 1878, Lot 29), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (640-42-S)

WHEREAS, Myron K. Weil, owner (Universal Tire Co. lessee), filed August 26, 1942, an application with the Board of Standards and Appeals, for a variation of the labor law as cited in a decision of the borough superintendent, affecting premises 288 Flushing avenue, south side, 50 ft. 4 in.

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est of Steuben street (Block 1878, Lot 29), Borough of Brooklyn; and

WHEREAS, in view of the action taken by the Board under Calendar 838-21-S, this case could be dismissed.

Resolved, that the application be and it hereby is dismissed.

872-42-A

APPLICANT—Francisco and Jacobus, for Ford Instrument Company, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—43-22 Queens street, west side, 200 ft. south of Jackson avenue and 43-17 Dutch Kills street, east side, 138 ft. south of Jackson avenue (Block 266, Lot 3), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Erich V. Triegel.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (872-42-A)

WHEREAS, Francisco and Jacobus, for Ford Instrument Company, owner, filed December 14, 1942, an appeal from decision of the borough superintendent, affecting premises 43-22 Queens street, west side, 200 ft. south of Jackson avenue and 43-17 Dutch Kills street, east side, 138 ft. south of Jackson avenue (Block 266, Lot 3), Long Island City, Borough of Queens; and

WHEREAS, the decision of the borough superintendent, dated December 7, 1942, on Alt. Applic. 1849-42, reads:

"1. Storage room for spraying materials does not conform to Rule 6.1.3 Board of Standards and Appeals. Also storage therein may not exceed 200 gallons, Rule 6.2, Board of Standards and Appeals."

and WHEREAS, the applicant states that the building is 6 stories (83 ft. 11½ in.) in height; 259 ft. by 199.89 ft. in area; of Class 1 construction; equipped with a sprinkler stem and a standpipe system; erected 1920 and 1930; located in an unrestricted use district and used and occupied as follows: Cellar, boiler room, 10 persons; first floor, storage and factory, 150 persons; second floor, factory, 390 persons; third floor, factory 370 persons; fourth floor factory, 370 persons; fifth floor, factory, 370 persons; sixth floor, office and factory, 370 persons; and

WHEREAS, the applicant contends that due to the present emergency, the paint storage room was installed without building plans or obtaining the Building Department's approval; that Rule 6.1.3 of the Paint Storage Rules requires that the storage room be equipped with an outside window; that the room in question has no outside window, but has an opening through the roof and ventilation is provided by a 100 cubic foot per minute exhaust fan; that for production reasons, the storage of 1300 gallons of paint is essential; that the 200 gallons permitted by the Rule is insufficient; that the paint storage room cannot be relocated without interference with production schedules; and

WHEREAS, examination of plan filed with Alt. Applic. 1849-42, indicates that the paint storage room in question will be located on the 6th floor, enclosed in 6 in. cinder block walls equipped with kalamein door with 6 in. removable steel sill at opening and will be used to store a total of 1300 gallons of paints, varnishes and thinners; that the plan indicates the installation of ⅛ h.p. 1140 R.P.M. 500 F.M. blower on roof, and two fixed louver air intakes, each 9 in. by 15 in. in area, to be located in the paint storage room wall, southerly side, 10 in. above floor level

and protected with sliding steel damper, so arranged as to be automatic self-closing, that the plan also indicates the installation of CO₂ extinguishing system in the paint storage room, all as indicated on plan filed November 18, 1942, with Alt. Applic. 1849-42; applicant's drawing No. 821-4-SK8, filed to comply with item 2 of Fire Department Order 91056-LC.

Resolved, that the decision of the borough superintendent on Alt. Applic. 1849-42, Obj. 1, be and it hereby is modified and that the appeal be and it hereby is granted on condition that the conditions as proposed are maintained and to the satisfaction of the borough superintendent and the fire commissioner; that any racks inside the storage room shall be of steel; that the electrical equipment in such storage room shall comply with the requirements therefor; that the ventilation shall be rearranged so that the intake shall be taken from the space outside toward the top and the exhaust taken from the bottom through ducts to the ventilating fan as shown at the roof and that such ducts shall be extended to within 6 in. of the floor; that on any air intake openings, a fusible link shall be installed, so that the shutter will operate from both the storage room side and the exterior; that the amount of paint, varnish and thinner stored in the paint storage room shall not exceed the quantity proposed; that a new Certificate of Occupancy for the present use of the building shall be obtained; that the building and occupancy shall comply with all laws, rules and regulations applicable thereto other than as modified by the Board under Cal. Nos. 846-42-A and 847-42-S; that the action of this resolution shall be deemed to satisfy Item 2 of Fire Department order 91056-LC; that this modification shall be continued only during the term of the present emergency and for six (6) months thereafter.

876-42-A

APPLICANT—Herzog Miniature Lamp Works, Incorporated, for Walter M. Bordeman, owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—12-19 to 12-23 Jackson avenue, south side, 50 ft. west of 47th road (Block 60, Lot 1), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Samuel Rosenblum and Carl H. Bruns.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (876-42-A)

WHEREAS, Herzog Miniature Lamp Works, Inc., for Walter M. Bordeman, owner, filed on December 16, 1942 an appeal from an order of the fire commissioner affecting premises 12-19 to 12-23 Jackson avenue, northwest corner, 47th road (Block 60, Lot 1), Long Island City, Borough of Queens; and

WHEREAS, Order 92152-LC, issued by the fire commissioner June 15, 1942 reads:

"You are hereby notified that an inspection of the above premises, used to store nitrogen, hydrogen, etc. shows that the following must be done before the permit requested by you can be issued:

FORTHWITH

2. Discontinue the storage and use of hydrogen gas as the storage and use of same presents an undue hazard. C-19-11. Administrative Code."

and

WHEREAS, said order was repeated in a decision of the fire commissioner dated November 18, 1942; and

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WHEREAS, the applicant states that the building is 3 stories (30 ft.) in height, 92 ft 6 in. by 45 ft. 6 in. irregular in area, of class 3 construction, located in an unrestricted use district, erected in 1917 and used and occupied as follows: cellar, storage and shop, 1 person; 1st floor, stores, 10 persons; 2nd floor, manufacturing of lighting equipment and offices, 20 persons; 3rd floor, manufacturing of incandescent lamps, 50 persons; that certificate of occupancy Q-24109 was issued December 31, 1941 on Alt. Applic. 544-40 permitting the use of the building as follows: cellar, storage; 1st floor, office, restaurant and factory, 30 persons; 2nd floor, light manufacturing and office, 30 persons; 3rd floor, office and factory, 30 persons; and

WHEREAS, the applicant contends that it occupies part of the third floor and that from this floor there are available two interior stairs and a fire escape and that it has been operating over 11 years in these premises using the existing process with satisfactory results and no difficulties; that the amount of hydrogen gas stored on the third floor consists of one cylinder, which complies with ICC regulations and is supplied by the Air Reduction Company with proper relief and pressure valves; that the hydrogen is used to clean filaments of incandescent lamps being manufactured for the U. S. Army and Navy; that the amount of hydrogen released is so small as to preclude the possibility of any hazard; that the hydrogen pressure is stepped down through approved diaphragm and gauge valves to about 5 lbs. and then fed through a needle valve and glass container, so that one tiny bubble goes through at a time to an inverted copper tube with a small glass observation window, that the small lamp filament is inserted in this tube and lighted by a 3 volt current for a fraction of a second causing the hydrogen to burn off all impurities; that this process does not use hydrogen fire; that there are two of these copper tubes in operation and each uses less than 2 cu. ft. of hydrogen per hour; that the room in which they are located contains 30,000 cu. ft. of air and is equipped with skylights and windows and mechanical ventilation; that even if the entire 4 cu. ft. of hydrogen were released at one time, a hazardous mixture would not be created; that there are no open flames within 10 ft. of the hydrogen; that one tank of hydrogen lasts about 2 weeks; that the process is under the supervision of an experienced operator holding a Certificate of Fitness.

Resolved, that the order of the fire commissioner, Order 92152-LC be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the conditions shall be maintained substantially as set forth and to the satisfaction of the fire commissioner; that not more than one cylinder of hydrogen shall be in use at any one time and that a second or spare cylinder may be stored on the premises, but not on this floor in a location as approved by the fire commissioner; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

902-42-S

APPLICANT—William O. Staber, for Acme Fur Dressing Co., Inc., owner.

SUBJECT—Variation of the labor law as cited in a decision of the acting borough superintendent.

PREMISES AFFECTED—57-09 59th street, east side, 25 feet south of Maspeth avenue (Block 2692, Lots 6 and 9), Maspeth, Borough of Queens.

APPEARANCES—

For Applicant: William O. Staber.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (902-42-S)

WHEREAS, William O. Staber, for Acme Fur Dressing Company, Inc., owner, filed on December 28, 1942, an application for variation of the requirements of the Labor Law as cited in a decision of the acting borough superintendent, affecting premises 57-09 59th street, east side, 25 ft. south of Maspeth avenue (Block 2692, Lots 6 and 9), Maspeth, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated December 10, 1942 on Alt. Applic. 2014-42, reads:

"1. Exit facilities as shown are contrary to provisions of Sec. 270 of Labor Law.

2. Fire escapes not permitted. Sec. 270 Labor Law

3. Stairs not shown enclosed in an enclosure of incombustible material."

and

WHEREAS, the applicant states that the building is 1 and 3 stories (36 ft.) in height, 75 ft. by 98 ft. in area at 1st floor, 50 ft. by 45 ft. in area at typical floor, of class 3 construction, erected in 1922, located in a business use district on a plot located in an unrestricted and business use district and used and occupied as follows: 1st floor, fur dressing, 16 persons; 2nd floor, fur dressing, 6 persons; 3rd floor, fur dressing, 6 persons; pursuant to Certificate of Occupancy Q-16697 issued January 2, 1941 on Mis. Applic. 7248-39 and proposed to be used and occupied: 1st floor, fur dressing, 16 persons; 2nd floor, fur dressing, 6 persons; 3rd floor, fur dressing, 6 persons; 4th floor, fur dressing, 6 persons; that the building is equipped with one interior stairs, 4 ft. wide of wood construction enclosed with 8 in. brick, equipped with self-closing fireproof doors and frames and leading from roof bulkhead directly to street and one fire escape at front which does not extend to roof but extends to street by a counterbalance ladder; that windows on the course of the fire escape are kalamei frames and sash glazed with wire glass, not self-closing and

WHEREAS, it is proposed to erect a fourth story on the building to be used for the finishing and sorting of fur prior to final inspection and shipment; that the occupancy of the new fourth story will be 6 persons; that a new fire proof stairway will be installed adjoining the present elevator shaft leading to an open yard, as indicated on plan filed with this application; that a passage at the existing exit stairs at the front of the building will be installed and the existing fire escape on the front of the building will be maintained as an auxiliary means of egress; and

WHEREAS, the applicant contends that due to structural difficulties and to conserve critical materials, it is proposed to construct the partition forming the new fire passage for the front stairs and the 4th floor exit to the new fire stairs of 2 in. by 4 in. wood studs, 16 in. on center covered with ½ in. plaster board, and plastered on both sides, equipped with self-closing fireproof doors; and

WHEREAS, the applicant further contends that the owner has been awarded a contract by the War Department for furnishing materials having a priority rating of A-1-E that in order to deliver the materials within the allotted time, it is necessary to increase the facilities as proposed and therefore it is requested that a variation of section 270 of the Labor Law be granted.

Resolved, that the Board of Standards and Appeals do hereby *make a variation* in the requirements of the Labor Law as cited in a decision of the borough superintendent on Alt. Applic. 2014-42 and that the application be and hereby is *granted* as to Objections 1, 2 and 3 *on condition* that a new stairway shall be constructed from the proposed fourth floor to the street level exiting through the open yard to street substantially as indicated on plans filed with this application; that the existing stairway leading from roof to street shall be enclosed as proposed; that the existing fire escape on the front shall be continued to the roof that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct.

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1-43-S

APPLICANT—William Fuller, Incorporated, owner.

SUBJECT—Variation of the labor law as cited in a decision of the acting borough superintendent.

PREMISES AFFECTED—175 City Island avenue, southwest corner of Early street (Block 5626, Lot 284), Borough of The Bronx.

APPEARANCES—

For Applicant: G. W. Vallentine.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF THE BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (1-43-S)

WHEREAS, William Fuller, Incorporated, owner, filed January 2, 1943, an application for variation of the requirements of the Labor Law as cited in a decision of the acting borough superintendent, affecting premises 175 City Island avenue, southwest corner of Early street (Block 5626, Lot 284), Borough of The Bronx; and

WHEREAS, the decision of the borough superintendent, dated December 4, 1942, reads:

"In answer to your communication of the 20th ult. please be advised that the installation of panic bolts at the entrance to the building at the above premises is not permissible, same being contrary to Sec. 272, subd. 3 of the Labor Law."

and

WHEREAS, the applicant states that the building is one story (15 ft.) in height: 65 by 100 ft. in area; of Class 3 construction; erected 1929; located in a business use district and used as a sail loft, and occupied: cellar, one person; first floor, 31 persons; and

WHEREAS, Certificate of Occupancy 604-29, issued on N.B. Applic. 76-1929, indicates that the building is of concrete block construction; and

WHEREAS, the applicant contends that it is proposed to install panic bolts at the main entrance to the building; that the building is used to fabricate bags, gun covers and various canvas work for the Army and Navy; and

WHEREAS, the applicant has filed a copy of recommendation of the U. S. Army Plant Security Officer that all entrances to the building be guarded or kept locked at all times and that if entrances are to be kept locked, approved type panic bolts should be provided; and

WHEREAS, plans filed with this application indicate that it is proposed to install a panic bolt on the door leading to foyer at the front of the building.

Resolved, that the decision of the borough superintendent dated December 4, 1942 be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the panic bolt on the door at the entrance to the building as proposed shall be of an approved type; that all other entrances shall be maintained for free entrance and exit; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that this variance shall continue only during the term of the present emergency and for not over six months thereafter.

838-21-S

APPLICANT—Myron E. Weil, owner (Universal Tire Co., lessee).

SUBJECT—Application for consideration—reopening and amendment of resolution—re Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—288 Flushing avenue, south side, 50 ft. 4 in. west of Steuben street (Block 1878, Lot 29), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (838-21-S)

WHEREAS, Loftus H. Carr and Co., owners, filed, July 16, 1921, an application with the Board of Standards and Appeals, for variation of the requirements of the labor law, as cited in a decision of the superintendent of buildings and an order of the fire commissioner, affecting premises 288 Flushing avenue, south side, 50 ft. 4 in. west of Steuben street (Block 1878, Lot 29), Borough of Brooklyn; and

WHEREAS, the decision of the superintendent of buildings, dated July 1, 1921, reads:

"You will please take notice that there exists a violation of the building code at the premises hereinafter described in that the rear fire escape is not erected as per labor law, sec. 79-B, in that the said fire escape platforms are 3 ft. 2 in. instead of 4 ft. and same has vertical ladder, instead of a stairway 45 degrees and sills of windows are 2 ft. 6 in. above the floor level, said windows are not fireproof.

"You are required to construct fire escape platforms 4 ft. and stairways 45 degrees and lower sills of windows 7 in. above floors, form doors in said openings and all to be of fireproof material, and comply with the law at once."

and

WHEREAS, the order of the fire commissioner, No. 24559-L.D., dated June 24, 1921, reads:

"1. Extend the interior stairway at the east side of building to the roof as per section 271 of the labor law.

"2. Provide an outside iron balcony fire escape on the rear of building with balconies 8 ft. in width connected by stairways not less than 22 in. wide, placed at an incline of not more than 45 degrees, extending from ground to roof, constructed as per section 273 of the labor law and rules of the Board of Standards and Appeals, or carry out a proper alternative method of complying with section 271 of the labor law."

and

WHEREAS, the building is of non-fireproof construction, three stories in height, 25 ft. by 90 ft. in area at the street level and 25 ft. by 30 ft. above, occupied in the first story as mattress shop and office, 8 persons; second story, sewing room and stock room, 5 persons; third story, picking, sterilizing and storage, 1 or 2 persons; the means of egress consisting of an interior wooden stairway located in the front part of the building extending from the first story to the third story with iron ladder to a scuttle in the roof, enclosed in wood partitions with wood doors at the openings and an interior wooden stairway near the centre of the building extending from the first story to the second story enclosed in wood partitions with wood doors at the openings; a vertical iron ladder extending from the roof to the roof of the one-story extension with egress to the roof of the buildings in the rear; and

WHEREAS, petitioner states that a similar order affecting the same premises was modified by the board of review and asks that on account of the small occupancy and existing exits that the order be rescinded; and

WHEREAS, the board deemed that the action of the board of review should be ratified; and

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WHEREAS, this application was granted by the Board on October 4, 1921, the resolution reading as follows:

"Resolved, that the Board of Standards and Appeals does hereby make a variation from the requirements of the labor law and that the petition be and it hereby is granted on condition that the stipulations of the board of review of the fire department be complied with."

and

WHEREAS, on notice from the Fire Department that "trucks heavily loaded with tires drive into the 1st story of this building which has a wooden floor, that the wooden unrights supporting this wooden floor were not intended to support such heavy weight," the Borough Superintendent, Department of Housing and Buildings issued Violation No. 1242-42, dated March 12, 1942, which reads:

"You will please take notice that a violation of Section 7.3.2.1 of the Building Code and C26-343.0 of the Administrative Code at the premises above described, in that the first floor of the building is overloaded over the partition of the cellar where trucks are run in. There are no floor loads posted.

Remedy: You are hereby directed to make application and obtain floor loads and post same."

and

WHEREAS, the applicant filed B. N. Application 830-42 with the Borough Superintendent to comply with Violation 1242-42 and received the following objection:

"1. Resubmit question of exits to the B.S.A. as exits approved by the Board for a certain occupancy has now been changed. See Cal. No. 838-21-S, October 1, 1921, Vol. VI, Bulletin No. 41, otherwise comply with No. 271 of Labor Law."

and

WHEREAS, the applicant requested an amendment of the resolution, predicated on such decision of the borough superintendent; and

WHEREAS, it is now proposed to reduce the occupancy previously permitted by the Board to the following: Cellar, no persons; 1st floor, 2 persons (no manufacturing); 2nd floor, 1 person; 3rd floor, no persons.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted on October 4, 1921, by adding thereto:

" * * that in the event the occupancy of the building is reduced as proposed, the provisions of the above resolution may be deemed to apply, on condition that in all other respects all laws, rules and regulations applicable to the building and occupancy shall be complied with."*

549-42-A

APPLICANT—Howard Chapman, for Long Island College Hospital, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—re Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—94 Amity street, south side, 152 ft. west of Henry street (Block 295, Lot 17), Borough of Brooklyn.

APPEARANCES—

For Applicant: Howard Chapman.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (549-42-A)

WHEREAS, Howard Chapman, for Long Island College Hospital, owner, filed July 9, 1942, an appeal from a decision of the borough superintendent, premises 94 Amity street, south side, 152 ft. west of Henry street (Block 295, Lot 17), Borough of Brooklyn; and

WHEREAS, this appeal was granted by the Board on July 23, 1942, on certain conditions and the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted on July 23, 1942, so that as amended, the resolution shall read:

"Resolved, that the decision of the borough superintendent on Alt. Applic. No. 1830-42, objection 1, be and it hereby is modified and that the appeal be and it hereby is granted on condition that the cellar shall contain no heating plant and shall remain unused; that the cellar ceiling shall be fire-retarded in accordance with the rules of the Board; that the stairway in the cellar shall be enclosed with 4 in. terra cotta blocks with $\frac{3}{4}$ hour approved fireproof door; that the upper stories above the parlor floor shall be rearranged, as proposed on revised plan marked "Received July 9, 1942", so that from each room there is a doorway on which no locking device shall be provided, so as to be available at all times for free access and to provide two (2) means of exit from each room, one to the main hall and the second directly or indirectly to the fire escape which is on the rear of the building; that the ceiling under the roof of the rear extension shall be fire-retarded; that the fire escape shall be arranged so as to cover two windows in all stories, with a drop ladder to the yard and goose neck ladder to the roof, unless openings are cut through the partition, separating rooms at the rear of the building so as to provide free access at all times from any rear room to such fire escape, and that such openings shall not be equipped with doors; that there shall be posted a sign on the door from the hall of the room leading to fire escape indicating the location thereof; that all doors opening from rooms to the main hall shall remain self-closing; that such doors may be of wood, provided that rails and stiles are not less than $1\frac{1}{2}$ in. in thickness and maintained in good condition or replaced with fireproof doors approved for $\frac{3}{4}$ hour test; that on the stairs from the third floor to the attic the sides and soffit under such stairs shall be fire-retarded with wire lath and cement plaster; that such portable fire-fighting appliances shall be maintained where the fire commissioner shall direct; that the building shall not be increased in height or area; that the occupancy of the parlor floor for assembly purposes shall not exceed 20 persons; that there shall be constructed and maintained a scuttle from the top story to the roof; that a gong not less than 6 in. in diameter shall be installed on the first floor with push button on each floor to give an alarm in case of fire and granted only so long as the building is occupied as proposed and in accordance with the requirements of this resolution and operated as a part of Long Island College Hospital."

MATERIALS SUBMITTED FOR APPROVAL.

119-38-SM

APPLICANT—Bird and Son, Inc., owner.

SUBJECT—Application for withdrawal of reopening of October 28, 1941—re Chromalin, Permatred and Chromatile Floor covering (previously approved and reopened October 28, 1941—amendment of resolution).

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

MINUTES

905-42-SM

APPLICANT—Anti-Flame Chemical Corp., agents for Giovanni Fiore, owner.

SUBJECT—Anti-Frost (anti-freeze solution), approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

Adjourned: 4:30 P.M.

JOSEPH J. DOYLE, Chief Clerk.

*CORRECTION.

The minutes of the meeting of the Board of Standards and Appeals held on December 1, 1942, as they appeared in Bulletin Vol. 27, No. 49, are hereby corrected to read as follows:

THE RESOLUTION (787-27-BZ)

WHEREAS, Louis A. Sheinhart, for Edis Realty Co., Inc., owner, filed, July 7, 1927, an application, under section 21 of the zoning resolution, to permit, partly in a business district and partly in a residence district, the erection and maintenance of a gasoline service station; premises north-east corner of Bay Ridge avenue and Shore road (Block No. 5859, Lot No. 10), Borough of Brooklyn; and

WHEREAS, this application was granted on April 3, 1928 and plans were approved May 15, 1928; and

WHEREAS, the applicant representing a new owner, requested amendments to the resolution, to permit certain changes that have been made not in compliance therewith; and

WHEREAS, the resolution adopted April 3, 1928 was as follows:

"Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the building zone resolution, and that the application be and it hereby is granted, only so far as it is restricted to a plot fronting 40 ft. on Shore road, on condition that there shall be erected along the northerly property line of this property a brick wall; that the Shore road frontage and the Bay Ridge avenue frontage shall be maintained open; the roof or cover of gasoline station to be supported by not less than four free-standing columns of attractive architectural design; that there shall be erected along the building line on the Shore road frontage and the Bay Ridge avenue frontage a concrete curbing at the building line not less than 12 inches in height above grade, other than the driveway entrances and exits to the property on the Bay Ridge avenue front; that the interior of the northerly enclosing wall shall be finished with enameled brick; that the entablature of the covering on the street front shall be of architectural terra cotta or light enamel brick; that the property shall not

be enclosed on the street or avenue frontage; that there shall be no portable gasoline tanks operated or maintained on these premises; that there shall be no grease racks or crankcase service frames installed or maintained on these premises; that any advertising displayed shall be confined to the frieze of the entablature or the globes of the gasoline pumps; that the architect shall make a return of the drawings to this board for approval in accordance with resolution; that all permits required shall be obtained within six months and all work completed within one year from the date of this action."

and

Whereas, plans were approved by the Board on May 15, 1928, as in accord with the above resolution.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of April 3, 1928, by adding thereto:

"that any curb cuts that have been constructed with or without permits from Shore road, shall have the curbs restored and permits surrendered; that the curbing hereinbefore required, shall be constructed between the piers of the existing building on the front facing Shore road to preclude vehicular entrance from Shore road; that such curbing shall be anchored or doweled into the existing concrete and shall be 12 in. in height and not less than 12 in. in width; that additional curbing may be omitted along the Bay Ridge avenue frontage, provided the existing entrances are not increased beyond the existing widths; that the existing greasing equipment within the building of the hydraulic type, may be maintained; that no additional advertising other than that hereinbefore referred to, shall be maintained and any existing signs other than that hereinbefore permitted and other than the illuminated globes on the exterior facades of the building, shall be removed and any signs painted on the rear wall to the north shall be completely painted out; that no cars shall be stored or serviced outside of the building line; that the existing opening in the rear wall to the north to the adjoining Lot No. 12 may be continued as a means of entrance and exit to such lot, but the existence of this opening shall not constitute an extension of the gasoline selling area as herein described, namely, with a frontage on Shore road of 40 ft. and a depth of 120 ft. along Bay Ridge avenue comprising Lot No. 10; that the brick wall hereinbefore required along the northerly property line may terminate as now erected without continuing such wall to the building line of Shore road; that this resolution is amended with the understanding that compliance with the original resolution as herein amended shall be immediately effected and in no event beyond 90 days from the date of this amended resolution."

*Correction—a further preamble added with line 50 of the resolution; the words "along the building line of the Shore road frontage" deleted in the amended resolution and the words "between the piers of the existing building on the front facing Shore road to preclude vehicular entrance from Shore road" inserted therefor and the words "that the brick wall hereinbefore required along the northerly property line may terminate as now erected without continuing such wall to the building line of Shore road" inserted toward the end of the resolution.

NOTICE

FORMS FOR NOTICE TO PROPERTY OWNERS

Applicants, under the building zone resolution, are entitled to one copy of Form 7NO.

If they desire additional copies, for their own convenience in notifying property owners, they may obtain such

copies at the office of the Board of Standards and Appeals, Room 1018, Municipal Building, Manhattan, at three cents each—postage to be added if the forms are forwarded by mail.

RULES

RULES FOR TESTS OF FIRE-RESISTIVE, FLAMEPROOFED MATERIALS, SUCH AS TEXTILES, PAPER, SIMILAR MATERIALS AND ADHESIVES USED FOR DECORATIVE PURPOSES AND TREATED ACOUSTICAL DRAPERIES, CARPETS AND SIMILAR MATERIALS FOR USE IN PLACES OF PUBLIC ASSEMBLY AND SPECIAL OCCUPANCY STRUCTURES.

ADOPTED BY THE BOARD OF STANDARDS AND APPEALS MAY 3, 1940. EFFECTIVE, IN ACCORDANCE WITH SECTION 665, SUBDIVISION C, OF THE NEW YORK CITY CHARTER, MAY 27, 1940.

[Cal. No. 294-40-SR]

AUTHORITY:

Pursuant to the authority vested in the Board of Standards and Appeals by Section 666, paragraph 2, of the Charter of the City of New York and Section C26-721.0b (12.2) as amended by Local Law No. 170, approved November 14, 1939, and Section C19-161.1 Local Law No. 112, approved July 18, 1939.

1.0 SCOPE

These requirements apply to flameproofed combustible materials used for decorative or other purposes within special occupancy structures as defined in Section C26-715.0 (12.1.1) and other places of public assembly as provided in Section C-19-161.0, which was amended by Local Law No. 112.

2.0 GENERAL REQUIREMENTS

It shall be unlawful for any person to use any decorations, drape, curtain or scenery used for artistic enhancement which is made of combustible material, unless painted or saturated with a non-combustible material or liquid or otherwise rendered safe against fire to the satisfaction of the Fire Commissioner and in accordance with the requirements of these Rules, in any building of a public character, including a hotel, theatre, restaurant, public hall, department store, and a building used or intended to be used for purposes of public assembly, amusement or instruction, and a building where large numbers of persons congregate (See Section C19-161.1) except as exempted in Rule 7.

After flameproofing, such processing as ironing, sewing and normal handling shall have no detrimental effects on the treatment of the material.

3.0 APPROVAL OF MATERIALS AND METHODS USED IN FLAMEPROOFING TEXTILES, ETC.

3.1 No materials or methods for flameproofing combustible materials for use under these Rules shall be used unless approved by the Board.

4.0 FLAMEPROOFING PROPERTIES.

The flameproofed material, when subjected to the test described in Rule 5.0, shall meet the following requirements as to fire-retardant properties.

4.1 FLASHING—No flashing shall occur at any time on the length of the test specimen. A flashing due to fuzz or bad edges may be disregarded.

4.2 DURATION OF FLAME—The average continuation of flaming shall not exceed 3 seconds.

4.3 DURATION OF GLOW—The average continuation of glow at the edge of the charred area shall not exceed an additional twenty seconds after the cessation of flaming. Glow confined to the charred area may be disregarded.

5.0 TESTS.

Tests for each specific installation of originally treated combustible material, or any re-tests thereof, shall be made by the Fire Commissioner, or in a laboratory approved by him, in accordance with the requirements of these Rules.

5.1—SAMPLING FOR TEST SPECIMENS—Samples of each variety of material and for every kind of treatment shall be subject to separate tests. Samples shall be of sufficient size to furnish test specimens provided for in Rule 5.2. At least three samples shall be furnished for every 500 square feet or fraction thereof.

5.2—TEST SPECIMENS—Specimens for test shall be 2 in. wide and 12½ in. long and shall be numbered on one end. Test specimens shall be carefully cut from at least three different places in the material to provide a minimum of three test specimens from each material for testing.

5.3 CONDITIONING OF TEST SPECIMENS—The test samples or test specimens shall be dried for 24 hours in a room of average temperature of 70° F., with an average humidity of 40%.

5.4—TEST FOR PERMANENCE OF CHEMICALS—Test specimens shall be suspended by folding and pinning one-half inch of the numbered end over a horizontal 8-gauge wire, placed two inches above the center of a 7-inch opening in a 3 ft. wind tunnel arranged to deliver a wind velocity to the air, at the tunnel end, of 700 lineal feet, plus or minus 50 ft. per minute, as measured by a suitable anemometer on a line with the wire. In this position the test specimens shall be whipped for five minutes. Immediately upon conclusion of this test, the specimens shall be placed in a closed dry container until required for the flame test.

5.5 APPARATUS FOR FLAME TEST—The apparatus shall consist of a ring stand 20 inches high with an adjustable clamp housed in a metal shield 12 inches square and 20 inches high, open in front and at both ends and a Bunsen or Tirrill gas burner which shall have a tube of ⅜-inch inside diameter.

5.6 FLAME TEST—A whipped test specimen shall be taken from the closed container required in Rule 5.4 and suspended vertically with one-half inch of the numbered end in a clip held in a clamp on the ring stand so that the test specimen shall hang vertically within and near the center of the metal shield required in Rule 5.5. The lower end of the test specimen shall be three-quarters of an inch above the top of the gas burner on which the air supply is shut off completely and adjusted to give a luminous flame 1½ inches long. The flame shall be applied for 12 seconds, then withdrawn. The result of the test for duration of flame and duration of glow of the three test specimens shall each be averaged and recorded. Flashing, if any, shall be noted.

6.0 APPROVAL AND CERTIFICATION.

The approval of materials that have been flameproofed, as provided in Rule 1.0 and tested as required in Rule 5.0 with flameproofing properties as given in Rule 4.0, shall be limited to one year. An affidavit by the person, firm or corporation flameproofing the combustible materials shall be filed with the Fire Commissioner stating that the flameproofing compound and method complies with the approval of the Board, with calendar number thereof, and including the date of treatment and warranted period of effectiveness of the flameproofing.

6.1 The Fire Commissioner may require check tests at any time. Upon the termination of the approval, as provided for in Rule 6.0, a retest of the flameproofed combustible materials shall conform to the following:

Flameproofed materials shall withstand a test of at least 400° F., as measured by a pyrometer, or other acceptable method, for approximately one-minute's duration by means of an open flame. Under such test, the flameproofed material shall not flash or support combustion and shall not glow outside of the char if a char is set up by the open flame. Material found not to conform to these requirements, shall be removed and replaced with materials conforming to the requirements of Rule 4.0.

7.0 EXEMPTION.

These Rules shall not be construed to apply to merchandise for sale or displayed for sale, to guest rooms in hotels, to offices, to works of art in museums, nor to churches or places of religious worship.

BULLETIN

OF THE

BOARD OF STANDARDS AND APPEALS

CITY OF NEW YORK

Issued under authority of Chapter 27, Section 665 of the Charter of the City of New York.

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No. 4

DIRECTORY

BOARD OF STANDARDS AND APPEALS

HARRIS H. MURDOCK, Chairman

BERNARD A. SAVAGE

CHARLES M. BLUM

CHIEF JOHN E. GUNN

JOSEPH J. DOYLE, *Chief Clerk*

OFFICE—Municipal Building, Rooms 1000 to 1018.

TELEPHONE—WOrth 2-5600.

OFFICE HOURS FOR PUBLIC—9 a. m. to 4 p. m.

Saturdays 9 a. m. to 12 noon.

Address all communications to the Chairman

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ire Drill Rules.

CERTIORARI ORDER SERVED ON THE BOARD OF STANDARDS AND APPEALS

On January 13, 1943, copy of Petition and Order of Certiorari was served on the Board by Regan and Barrett, attorneys for Alurion Realty Corporation, owner, and Public Service Interstate Transportation Company, lessee, in re decision of the Board on December 8, 1942, rescinding its resolution adopted on October 20, 1942; Cal. No. 159-36-BZ; premises 245-259 West 41st Street, Borough of Manhattan.

PUBLIC HEARINGS

Tuesdays, at 10 a. m. and 2 p. m.

Special meetings as published in this Bulletin.

All hearings are held in Room 1013, Municipal Building, Borough of Manhattan.

HOURS OF CONSULTATION

10 A. M. to 1 P. M.

Any person desiring to consult the chairman or the engineers, pertaining to the work of the board, will be seen only between the hours of ten in the morning and one in the afternoon—Saturdays excepted.

NOTICE TO APPELLANTS AND APPLICANTS

No appeal or application will be entertained in connection with which court proceedings are pending or in progress, unless exception is granted by the chairman, nor accepted which is not filed within thirty days from the date of the action of the Administrative Official.

Any communication purporting to be an appeal or application shall be regarded as a mere notice of intention to seek relief until it is filed on the form required by the rules of this board.

Upon receipt of any such communication the writer will be supplied with the official forms for presenting his appeal or application.

At the time of filing an appeal or application, the appellant or applicant shall forward a signed notice of appeal addressed to the administrative official (either commissioner of buildings or fire commissioner) and file with this board a duplicate of said notice.

Appellants and applicants are advised that their plans must indicate the points of the compass so as to establish the true location and position of the property, the subject of the appeal or application.

Appeals and applications will be simplified and disposition of same expedited by conforming to these directions

HARRIS H. MURDOCK, *Chairman*.

CALENDAR

DOCKET

New Cases Filed up to January 19, 1943.

Cal. No. Dept. Premises Affected.

18-43-A—F.D.—395 Atlantic avenue, north side, 35 ft. east of Bond street (Block 177, Lot 35), Borough of Brooklyn, 93511-L.C. and Decision.

19-43-SM—Alberene Acid Neutralizing Box, manufactured by Alberene Stone Corporation of Virginia, Material.

20-43-BZ—H.B.B.—6101-6111 Bay parkway and 2202-2212 61st street, southeast corner (Block 6550, Lot 6), Borough of Brooklyn, N. B. 432-42.

21-43-SM—USG Sheetrock Roof Units, 2, 3 and 4 ply, manufactured by United States Gypsum Co., Material.

22-43-A—F.D.—11-01 to 11-09 37th avenue, northeast corner of 11th street (Block 352, Lot 1), Long Island City, Borough of Queens, Decision re 92524-L.C.

23-43-BZ—H.B.Q.—141-29 78th avenue, north side, 160 ft. west of Main street (Block 6630, part of Lot 15), Flushing, Borough of Queens, Misc. 5996-42.

24-43-S—H.B.Q.—184-10 Jamaica avenue, south side, 411 ft. east of 183rd street (Block 10352, Lots 70 and 71), Jamaica, Borough of Queens, Alt. 1168-42.

25-43-A—F.D.—113-119 West 68th street, north side, 97 ft. 6½ in. east of Broadway (Block 1140, Lot 23), Borough of Manhattan, Decision re 31993-L.C.

26-43-S—F.D.—466-468 Broome street and 56 Greene street, northeast corner (Block 485, Lot 40), Borough of Manhattan, Decision.

27-43-A—H.B.Q.—50-40 97th place, northwest corner of Christie avenue (Block 1889, Lots 1 and 44), Corona, Borough of Queens, N. B. 1392-42.

28-43-A—H.B.M.—1314 St. Nicholas avenue and 594 West 176th street, southeast corner (Block 2133, Lot 7), Borough of Manhattan, Amendment to Alt. 1320-42.

29-43-SM—Reed Ammonium Phosphate, manufactured by C. A. Reed Co., Material.

30-43-SA—Herd Thermostatic Damper Control, Appliance.

31-43-BZ—H.B.B.—76-88 Grand street extension and 277-283 South 3rd street, southeast corner (Block 2422, Lots 34 and 35), Borough of Brooklyn, N. B. 422-42.

32-43-BZ—H.B.Q.—187-29 to 187-41 Jamaica avenue, north side, 100 ft. east of 187th place, 91-21 187th place, 91-22 to 91-32 188th street, northwest corner of Jamaica avenue (Block 9910, Lot 1), Hollis, Borough of Queens, M-5595-42.

33-43-A—H.B.Bx.—1134 Leggett avenue, southwest corner of Truxton street (Block 2606, Lot 230), Borough of The Bronx, Amendment to Misc. F. O. 62-42.

Restored to Calendar.

344-16-S—H.B.B.—422 Withers street, southwest corner of Vandervoort avenue and northwest corner of Jackson street and Vandervoort avenue (Block 2878, Lot 18), Borough of Brooklyn, Alt. 3202-42.

589-38-BZ—H.B.M.—303 West 51st street, north side, 58 ft. 10½ in. west of 8th avenue (Block 1042, Lot 28½ and part of Lots 29, 30, 30½, 31, 32, 33, 33½, and 34), Borough of Manhattan, Decision re Certificate of Occupancy.

DESIGNATIONS: H.B.—Department of Housing and Buildings; H.B.B.—Department of Housing and Buildings, Brooklyn; H.B.M.—Department of Housing and Buildings, Manhattan; H.B.Q.—Department of Housing and Buildings, Queens; H.B.R.—Department of Housing and Buildings, Richmond; H.B.Bx.—Department of Housing and Buildings, Bronx; H.D.—Health Department, and F.D.—Fire Department.

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Carbon Dioxide Liquefier, Rules	Mar. 10, 1942—Vol. 27, No. 10
Certificates of Occupancy, approved form	Nov. 25, 1941—Vol. 26, No. 47
Concrete Flat Slabs, Rules	July 13, 1937—Vol. 22, No. 28
Concrete Masonry Units, Rules for Manufacture, Testing and Use of	June 24, 1941—Vol. 26, No. 21
Concrete Rules (Hydrated Lime)	Aug. 3, 1937—Vol. 22, No. 3
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Range Oil Burners and Space Heaters	Nov. 25, 1941—Vol. 26, No. 47
Vacuum Breakers	Nov. 10, 1942—Vol. 27, No. 4

CALENDAR

JANUARY 26, 1943, 10 A. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday morning January 26, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

30-42-BZ—Application, October 9, 1942, under section 7c of the zoning resolution, of Joseph A. Byrne, applicant, on behalf of Continental Baking Company, owner, to permit partly in a business and partly in an unrestricted use district, the alteration and conversion of occupancy of part of an existing building from retail cake salesroom to garage for more than five (5) motor vehicles; premises 141-155 Middleton street, north side, and 168-178 Lynch street, south side, 100 ft. west of Harrison avenue (Block No. 2237, Lot Nos. 9 and 44), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman*

JANUARY 26, 1943, 2 P. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday afternoon, January 26, 1943*, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

17-42-BZ—Application, August 12, 1942, under section 7c of the zoning resolution, of John F. Payne, applicant, on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the erection and maintenance of a new accessory (lubritorium) building on an existing gasoline service station; premises 1979 East 77th street, northwest corner of Fugsley avenue (Block No. 3794, Lot No. 50), Borough of The Bronx.

Appeals from Administrative Decisions.

22-42-A—2515 Grand Concourse, west side, 106.34 ft. north of East Fordham road (Block No. 3167, Lot No. 76), Borough of The Bronx.

54-42-A—1155-1205 Manhattan avenue and 93-99 Commercial street, northwest corner (Building No. 1—5th floor); (Block No. 2472, Lot No. 350), Borough of Brooklyn.

25-42-A—819 Edgewater road, west side, 100 ft. north of Lafayette avenue (Block 2762-E, Lot 303), Borough of The Bronx.

23-42-A—330 East 51st street, south side, 138 ft. 9 in. north of First avenue (Block 1343, Lot 40), Borough of Manhattan.

Appliance and Materials for Approval.

133-39-SA—Bettendorf Oil Burner (reopened February 3, 1941 re amendment of resolution to include approval Models B and B1).

17-40-SM—Neva-Flame (Flameproofing Compound).

43-SM—Indiana Brass Anti-Siphon Float Valve, No. 89.

HARRIS H. MURDOCK, *Chairman.*

FEBRUARY 2, 1943, 10 A. M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolutions, *Tuesday morning, February 2, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

87-42-BZ—Application of AAA Properties, Incorporated, applicant and owner, reopened December 8, 1942 by order of the court—re Application, previously denied by the Board, under section 7h of the zoning resolution, to permit partly in a business use and partly in an unrestricted use district, for a temporary period of not more than two (2) years, the parking and storage of more than five (5) motor vehicles; premises 3856-3872 Ninth avenue, west side, between West 206th and West 207th streets (Block No. 2203, Lot No. 21), Borough of Manhattan.

203-41-BZ—Application, March 10, 1941, under sections 7c and 21 of the zoning resolution of Herman Kron, applicant, on behalf of Rosebeck Holding Corporation, owner, to permit in a residence use district, the conversion of occupancy of part of an existing public garage to retail stores; premises 1526 Grand Concourse, east side, 377.44 ft. south of Mt. Eden avenue and 1541 Sheridan avenue (Block No. 2821, Lot Nos. 11 and 65), Borough of The Bronx.

836-42-BZ—Application, November 30, 1942, under section 7h of the zoning resolution, of Harry Yahr, applicant and lessee, on behalf of The Gerry Estates, Incorporated, owner, to permit in a retail-1 use district, for a term of two years, the parking of more than five motor vehicles; premises 108-112 West 41st street, south side, 125 ft. west of Sixth avenue (Block 993, Lot 38), Borough of Manhattan.

788-42-BZ—Application, November 10, 1942, under section 7e of the zoning resolution, of Frank C. Keller, applicant, on behalf of John Laronga, owner, to permit in a business use district, for a term of two years, the use of the premises as a coal yard; premises 43-01 104th street and 104-02 43rd avenue, southeast corner (Block 1987, Lot 75), Corona, Borough of Queens.

1085-41-BZ—Application, December 16, 1941; dismissed for lack of prosecution April 14, 1942; reopened and restored to calendar, January 12, 1943, under section 21 of the zoning resolution, of Jack Z. Cohen, applicant, on behalf of Benjamin Gertner, owner, to permit in a business use district, the conversion of occupancy of a building to use for the storage or baling of junk, paper and rags; premises 1463 Crotona place, west side, 85 ft. north of St. Paul's place (Block 2927, Lot 30), Borough of The Bronx.

987-41-BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kiesewetter, applicant, on behalf of The Texas Company, owner, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station; premises 736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn.

Appeal from Administrative Decision.

792-42-A—796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn, Misc. 8575-41.

HARRIS H. MURDOCK, *Chairman.*

FEBRUARY 2, 1943, 2 P. M.

Appeals from Administrative Decisions.

758-42-A—316 South 5th street, south side, 80 ft. west of Rodney street (Block No. 2461, Lot No. 12), Borough of Brooklyn.

855-42-A—205-215 East 42nd street, north side, 80 ft. east of Third avenue and 204-210 East 43rd street (Block 1316, Lot 5), Borough of Manhattan.

745-42-A—76-36 137th street, block bounded by Park Drive east, 73rd terrace, 136th street, 137th street and 77th avenue (Block 6585, Lot 2), Flushing, Borough of Queens.

CALENDAR

Appliance and Material for Approval.

239-41-SA—Wheelco Flameotrol (Safety System for Oil Burners).

273-41-SM—Chamberlin Safety Detention Screen.

790-42-SM—Rocklath and Diamond Liner (Gypsum Lath) Plasterboard.

FEBRUARY 9, 1943, 10 A.M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolutions, *Tuesday morning, February 9, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

45-42-BZ—Application, January 20, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Samuel Schenkel, owner, to permit in a business use district, the alteration of and also the erection of a new accessory building on an existing gasoline service station; premises 4313-4323 Fourth avenue and 401-405 44th street, northeast corner (Block No. 729, Lot No. 1), Borough of Brooklyn.

743-42-BZ—Application, October 19, 1942, under section 7f of the zoning resolution, of Sidney H. Kitzler, applicant, on behalf of Estate of D. J. Leary (Arthur Leary, Executor) and John Teague, owners, (John Teague, lessee), to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 51-59 Maujer street and 451-457 Lorimer street, northwest corner (Block No. 2785, Lot Nos. 32, 35 and 36), Borough of Brooklyn.

1261-39-BZ—Application of Lama and Proskauer, applicants, on behalf of Gulf Oil Corporation, owner, reopened May 26, 1942, under section 7c of the zoning resolution, to permit partly in a business use and partly in a residence use district, the parking and storage of more than five (5) motor vehicles upon a plot occupied as a gasoline service station (previously withdrawn); premises 2701-2711 Fort Hamilton parkway and 1358-1368 Prospect avenue, northwest corner (Block No. 5284, Lot No. 64), Borough of Brooklyn.

514-42-BZ—Application, June 27, 1942, under sections 7f, 7h and 21 of the zoning resolution, of Arthur H. Haaren, applicant, on behalf of Pennsylvania Railroad Company, owner (Kesbec, Incorporated, lessee), to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 39-11 to 39-33 Skillman avenue, north side, 100 ft. east of 39th street (Block No. 183, part of Lot No. 1), Long Island City, Borough of Queens.

669-42-BZ—Application, September 11, 1942, under sections 7f and 21 of the zoning resolution, of Wing Holding Corporation, applicant and owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 40-11 Skillman avenue, north side, 545.51 ft. west of 43rd street (Block No. 183, Lot No. 290), Long Island City, Borough of Queens.

426-42-BZ—Application, May 25, 1942, under sections 7f and 7h of the zoning resolution, of Nathan Weissberg, applicant, on behalf of Lenore Realty Corporation, owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 695-699 Utica avenue, east side, 50 ft. south of Clarkson avenue (Block No. 4637, Lot No. 44), Borough of Brooklyn.

257-42-BZ—Application, March 27, 1942, under section 21 of the zoning resolution, of Michael A. Cardo, applicant,

on behalf of Maria Sciacca, owner, to permit in a business use district, the alteration and conversion of occupancy of a building used as a marble works (previously granted by the Board) to a garage for more than five motor vehicles. The building in question is located on the same street and between the same two intersecting streets, upon which there exists a school; premises 330-332 East 110th street, south side, 250 ft. west of First avenue (Block 1681, Lot 37), Borough of Manhattan.

342-40-BZ—Application of Raymond Irrera, applicant, on behalf of Selvin Realty Company and Mollie Sprecher, owners (Orazio Amaru, lessee), reopened November 10, 1942, under sections 7h and 21 of the zoning resolution, to permit partly in a residence use and partly in a business use district, for a term of two years, the parking and storage of more than five motor vehicles (previously denied); premises 42-02 31st avenue, 31-15 42nd street, southeast corner and east side of 42nd street, 97.5 ft. south of 31st avenue (Block 692, Lots 36, 37, 40 and part of 51), Astoria, Borough of Queens.

626-42-BZ—Application, August 18, 1942, under section 7e of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Victor Cohen and Abraham Cohen, owners, to permit in a residence use district, the conversion of occupancy and use for a period of two years, of part of an existing dwelling, to a business use (tailor shop); premises 1129 Willmohr street, north side, 75 ft. east of East 96th street (Block 4671, Lot 37), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

FEBRUARY 9, 1943, 2 P. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday afternoon, February 9, 1943*, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

589-38-BZ—Application of The Franklin Savings Bank in the City of New York, applicant and owner, reopened January 19, 1943, re consideration as to extension of permit (same having expired by limitation)—re Application previously granted on condition, under sections 7h and 21 of the zoning resolution, permitting in a retail use district for a temporary period of two years, the transient parking of more than five motor vehicles; premises 303 West 51st street, north side, 58 ft. 10½ in. west of Eighth avenue (Block 1042, Lot 28½ and part of Lots 29, 30, 30½, 31, 32, 33 33½ and 34), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman.*

FEBRUARY 16, 1943, 10 A.M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday morning, February 16, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

382-42-BZ—Application, May 11, 1942, under section 7 of the zoning resolution, of Ervin Palmer, applicant, on behalf of General Baking Company, owner (C. Solomo Mayer, lessee), to permit in a residence use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 530-540 East 81st street and 28-34 East End avenue, southwest corner (Block No. 1577, Lot No. 27), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman.*

CALENDAR

FEBRUARY 24, 1943, 2 P. M.

Appeals from Administrative Decisions.

73-42-A—983 McDonald avenue, east side, 22 ft. south of Webster avenue (Block 5419, part of Lot 8), Borough of Brooklyn.

21-42-A—1540 59th street, south side, 320 ft. east of 15th avenue (Block 5509, Lot 23), Borough of Brooklyn.

MARCH 23, 1943, 10 A. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions

of the zoning resolution, *Tuesday morning, March 23, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

284-42-BZ—Application, April 7, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of North American Oil Corporation, owner (Matt David, lessee), to permit in a business use district, upon a plot occupied as a gas station and individual garages, the erection and maintenance of a building to be occupied as a garage for more than five (5) motor vehicles, lubritorium, dressing rooms and office and the use of the remainder of the plot as a gasoline service station; premises 1672-1680 86th street, southeast corner of Bay 14th street (Block No. 6365, part of Lot No. 33), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

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BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

TUESDAY MORNING, JANUARY 19, 1943

Present: Chairman Murdock, Commissioners Savage and Lum and Deputy Chief Gunn.

The minutes of the regular meetings of the Board held *Tuesday morning, January 12, 1943*, and *Tuesday afternoon, January 12, 1943*, were approved as printed in Bulletin No. 3, Vol. 28.

ZONING CASES

73-41-BZ

APPLICANT—Herman Kron, for Rosebeck Holding Corporation, owner.

SUBJECT—Application (re decision of the acting borough superintendent) under sections 7c and 21 of the zoning resolution, to permit in a residence use district, the conversion of occupancy of part of an existing public garage to retail stores.

PREMISES AFFECTED—1526 Grand Concourse, east side, 377.44 ft. south of Mt. Eden avenue and 1541 Sheridan avenue (Block 2821, Lots 11 and 65), Borough of The Bronx.

APPEARANCES—

For Applicant: Herman Kron.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 2, 1943 at 10 A. M., for further consideration by the Board.

74-42-BZ

APPLICANT—AAA Properties, Incorporated, owner.

SUBJECT—Application reopened December 8, 1942, by order of the court—re Application (decision of the borough superintendent) previously denied by the Board, under section 7h of the zoning resolution, to permit partly in a business use and partly in an unrestricted use district, for a temporary period of not more than two (2) years, the parking and storage of more than five (5) motor vehicles.

PREMISES AFFECTED—3856-3872 Ninth avenue, west side, between West 206th and West 207th streets (Block 2203, Lot 21), Borough of Manhattan.

APPEARANCES—

For Applicant: Emily Marx.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 2, 1943 at 10 A. M., for decision without further argument.

730-42-BZ

APPLICANT—Joseph A. Byrne, for Continental Baking Company, owner.

SUBJECT—Application (re decision of the borough superintendent) under section 7c of the zoning resolution, to permit partly in a business use and partly in an unrestricted use district, the alteration and conversion of occupancy of part of an existing building from retail cake salesroom to garage for more than five (5) motor vehicles.

PREMISES AFFECTED—141-155 Middleton street, north side, and 168-178 Lynch street, south side, 200 ft. west of Harrison avenue (Block 2237, Lots 19 and 44), Borough of Brooklyn.

APPEARANCES—

For Applicant: Joseph A. Byrne.

For Opposition: Augusta L. Lazarus, Louis Harris, Louis Blitzer and Minnie Moskowitz.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to January 26, 1943 at 10 A. M., for further consideration by the Board.

743-42-BZ

APPLICANT—Sidney H. Kitzler, for Estate of D. J. Leary (Arthur Leary, executor) and John Teague, owners (John Teague, lessee).

SUBJECT—Application (re decision of the borough superintendent) under section 7f of the zoning resolution, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles.

PREMISES AFFECTED—51-59 Maujer street and 451-457 Lorimer street, northwest corner (Block 2785, Lots 32, 35 and 36), Borough of Brooklyn.

APPEARANCES—

For Applicant: Sidney H. Kitzler and John Teague.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 9, 1943 at 10 A. M., for further consideration by the Board.

370-42-BZ

APPLICANT—Lama and Proskauer, for Sabron Corporation, owner.

SUBJECT—Application (re decision of the borough superintendent) under sections 7f and 7h of the zoning resolution, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles.

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PREMISES AFFECTED—9233-9251 Fourth avenue, east side, 128 ft. 3 $\frac{7}{8}$ in. north of 94th street and 9232-9248 Fifth avenue (Block 6108, Lots 7, 9, 11 and 12), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

480-37-BZ

APPLICANT—John R. Davies, for Wendel Foundation and Phelps Estate, Incorporated, owners (Arco Stations, Incorporated, lessee).

SUBJECT—Application reopened December 15, 1942 for consideration as to an extension of permit—re Application (decision of the commissioner of buildings) previously granted on condition, under section 7h of the zoning resolution, permitting partly in a business use and partly in an unrestricted use district, for a temporary period of two (2) years, the transient parking of more than five (5) motor vehicles (said permit expired by limitation).

PREMISES AFFECTED—21-25 Union Square West, west side, 52 ft. north of East 15th street (Block 843, Lots 22 and 25), Borough of Manhattan.

APPEARANCES—

For Applicant: James P. Callender and Ira Levin.

For Opposition: Harold Klorfein, Dep't of Parks.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Resolution amended and permit extended.

THE VOTE TO AMEND RESOLUTION AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (480-37-BZ)

WHEREAS, Samuels and Samuels for Wendel Foundation and Phelps Estate, Inc., owners, filed October 11, 1937, an application under section 7h of the zoning resolution, to permit partly in a business use district and partly in an unrestricted use district for a temporary period of not more than two (2) years, the parking of more than five (5) motor vehicles: premises: 21-25 Union Square West, west side, 52 ft. north of East 15th street (Block 843, Lots 22 and 25), Borough of Manhattan; and

WHEREAS, this application was granted by the Board on June 14, 1938, on certain conditions, permit extended on June 11, 1940 and applicant requested a further extension of the permit; and

WHEREAS, this application was reopened by vote of the Board on December 15, 1942 and set for hearing on January 19, 1943; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting, January 19, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of June 14, 1938, as amended on June 11, 1940, so that as amended, the resolution shall read:

"Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution and that the application be and it hereby is granted under section 7h thereof for a temporary period of two years from the date of this amended resolution to permit the

plot under appeal to be used for the transient parking of more than five (5) motor vehicles in conjunction with the existing parking lot and gasoline station, to the west located in the unrestricted use district, on condition that there shall be no entrance to the plot from Union Square West; that no signs shall be erected on the premises; that for the entire frontage along Union Square West, there shall be erected a substantial woven wire fence not less than six feet in height that on the interior lot lines to the south and north where walls of existing buildings do not now exist there shall be a similar woven wire fence erected; that a similar fence shall be constructed along the rear lot line of the adjoining lot, No. 27; that the entire plot shall be graded and surfaced with steam cinders or similar material properly rolled and bound to prevent dusting and graded to provide surface drainage; that no building shall be erected on this plot during the term of this variance; that proper aisles shall be maintained at all times, to permit ready access and egress through the adjoining parking lot to East 15th street and East 16th street; that all permits required shall be obtained and all work completed within two months from the date of this amended resolution and that a Certificate of Occupancy shall be obtained under the requirements of section 22 of the zoning resolution."

587-42-BZ

APPLICANT—Michael Glick, for Dorothy R. Siegel, owner.

SUBJECT—Application (re decision of the acting borough superintendent) under section 7i of the zoning resolution, to permit in a business use district, the conversion of occupancy of part of an existing building to a motor vehicle repair shop.

PREMISES AFFECTED—551 East 149th street and 555 St. Ann's avenue, northwest corner (Block 2276, Lot 57), Borough of The Bronx.

APPEARANCES—

For Applicant: Michael Glick and Louis R. Siegel.

For Opposition: Harold Klorfein, Ludwig Buhl, Sidney S. Levine, Gustave Goldman and Jacob M. Beck.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioner Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (587-42-BZ)

WHEREAS, Michael Glick, for Dorothy R. Siegel, owner, filed on August 22, 1942, an application under section 7i of the zoning resolution, to permit in a business use district, the conversion of occupancy of part of an existing building to a motor vehicle repair shop; premises 551 East 149th street and 555 St. Ann's avenue, northwest corner (Block 2276, Lot 57), Borough of The Bronx; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting January 19, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that St. Ann's avenue and East 149th street are in a business use district; and East 149th street is in a business and residence use district; and

WHEREAS, the decision of the borough superintendent, Alt. Applic. 426-42, dated July 21, 1942, reads:

"1. Proposed use of an auto repair shop in a business district is contrary to Art. 2, Sec. 4, Subd. 29 of the Zoning Resolution of the City of New York."

and

WHEREAS, the applicant states that the premises consist of a plot of ground having a frontage of 100 ft. on

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149th street, and 75 ft. on St. Ann's avenue, occupied by a group of stores; that one, having a frontage of 20 ft. on St. Ann's avenue, is occupied as a motor vehicle repair shop and that it is proposed to continue the occupancy of this portion of the building as a motor vehicle repair shop; and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, the applicant at the hearing changed the basis of his application from Section 21 to 7i of the zoning resolution; and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant under section 7, subdivision i, of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the requirements of the use district regulations of the zoning resolution, and that the application be and it hereby is granted under section 7i thereof, for a term of two (2) years, to permit the premises to be occupied as a motor vehicle repair shop, on condition that the repairs to be carried on shall be only such as can be done with hand tools excluding the use of an anvil or forge; that no body work or heavy chassis or similar heavy work shall be permitted; that during the term of this variance the premises shall be occupied for no other use other than the use herein permitted and no signs shall be erected on the premises except a neat sign over the doorway not exceeding 15 sq. ft. in area advertising the work carried on; that all existing signs, not in accordance with these requirements, shall be removed; that such sign shall not extend beyond the building line and shall not be illuminated; that such portable fire extinguishers shall be maintained as the fire commissioner shall direct; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto and Certificate of Occupancy for the building and uses shall be obtained; that all permits shall be obtained and all work completed within one (1) month from the date of this resolution.

85-42-BZ

APPLICANT—Chester A. Cole, for O. J. Heinzmann, owner.

SUBJECT—Application (re decision of the acting borough superintendent) under section 7e of the zoning resolution, to permit for a term of two (2) years, partly in a residence use and partly in a local retail use district, the alteration and conversion of occupancy of an existing building to a factory (tool shop).

PREMISES AFFECTED—8 Crabtree avenue, southwest corner of Bloomingdale road (Block 7092, Lot 61), Rossville, Borough of Richmond.

APPEARANCES—

For Applicant: Chester A. Cole and O. J. Heinzmann.

For Opposition: William Zarkerwicz.

For Administration: Fred Dahlem, Dep't of Housing and Buildings and Gustave Goldman, Board of Education.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (786-42-BZ)

WHEREAS, Chester A. Cole, for O. J. Heinzmann, owner, filed November 10, 1942, an application under section 7e of the zoning resolution, to permit for a term of two (2) years, partly in a residence use and partly in a local retail use district, the alteration and conversion of occupancy of an existing building to a factory (tool shop); premises at Crabtree avenue, southwest corner of Bloomingdale road (Block 7092, Lot 61), Rossville, Borough of Richmond; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting January 19, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Bloomingdale road is in a local retail and residence use district; Crabtree avenue, Mobaine avenue and Kramer terrace are in a residence and local use district; and

WHEREAS, the decision of the borough superintendent on Alt. Applic. 142-42, dated October 14, 1942, reads:

"4. Contrary to Section 3 (residence district) and Section 4c (local retail district) of zoning resolution to change present use of these premises from a public school to factory uses."

and

WHEREAS, the applicant states that the premises consist of a plot of ground having a frontage of 200 ft. on Bloomingdale road and 200 ft. on Crabtree avenue, that the easterly part of the plot (including the greater part of the building) is in a local retail use district—the remainder of the plot is in a residence use district; that upon the plot there is located a one story and basement, Class 3 building, 78 ft. 4 in. by 38 ft. 8 in. in area; that the premises were formerly occupied as a public school—now vacant; that it is proposed to use this building as a factory (form tool shop) for a term of two (2) years and that there is a small shed located at the west portion of the plot, to be used as a supply shed; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise its discretion to grant a variance under section 7, subdivision e of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution and that the application be and it hereby is granted under section 7e thereof for a term of two (2) years from the date of this resolution, to permit the premises to be occupied by the owner as proposed, on condition that the building shall not be increased in height or area; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that the premises shall be maintained in a good, presentable condition and lawns and shrubbery maintained; that a plan showing the arrangement of the existing and proposed landscaping, walks, fences, etc. to be maintained, shall be filed with the Board for approval and such plans shall be filed within two (2) months of the date of this resolution; that no signs shall be maintained on the premises, except there may be a neat sign attached to the building at the main entrance stating name of the occupant; that the one story building in the rear shall be occupied for storage only; that all permits required shall be obtained and all work completed within six (6) months from the date of this resolution.

Adjourned: 12:05 P.M.

JOSEPH J. DOYLE, Chief Clerk.

REGULAR MEETING

TUESDAY AFTERNOON, JANUARY 19, 1943

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

ZONING CASES

589-38-BZ

APPLICANT—The Franklin Savings Bank in City of New York, owner (Jacob Goldstein and May Harris, lessees).

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SUBJECT—Application for consideration—reopening and extension of permit—re Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, for a temporary period of two years, permitting in a retail use district, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—303 West 51st street, north side, 58 ft. 10½ in. west of Eighth avenue (Block 1042, Lot 28½ and part of Lots 29, 30, 30½, 31, 32, 33, 33½ and 34), Borough of Manhattan.

APPEARANCES—

For Applicant: Alfred G. Genung.

ACTION OF BOARD—Application reopened and set for hearing February 9, 1943 at 2 P. M.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

121-37-BZ

APPLICANT—Arthur W. Renander, for George E. Cogswell, owner (Jamaica Parking and Realty Corp., lessee).

SUBJECT—Application reopened August 16, 1938 (re decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles (previously withdrawn).

PREMISES AFFECTED—89-48 164th street, west side, 324.60 ft. north of Jamaica avenue (Block 865, Lot 83), Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

78-42-BZ

APPLICANT—Alfred H. Eccles, for A. J. Paretta Contracting Co., Inc., owner.

SUBJECT—Application (decision of the borough superintendent) under section 7e of the zoning resolution, to permit in a residence use district, the erection and occupancy, for a term of two years, of a building to be used as offices and light manufacturing.

PREMISES AFFECTED—108-51 44th avenue, north side, 250 ft. west of 111th street (Block 1999, Lots 46 to 49, inclusive), Corona, Borough of Queens.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

204-24-BZ

APPLICANT—Katherine Peter, for Estate of J. George Peter, owner.

SUBJECT—Application for consideration—reopening and extension of permit—re Application (decision of the commissioner of buildings) previously granted on condition, under section 21 of the zoning resolution, permitting in a residence use district, the change of occupancy of a garage for more than five motor vehicles (previously granted by the Board) to a junk shop for a temporary period.

PREMISES AFFECTED—469-475 Hemlock street, east side, 100 ft. south of Liberty avenue (Block 4200, Lots 9 and 10), Borough of Brooklyn.

APPEARANCES—

For Applicant: Rosemary Peter.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (204-24-BZ).

WHEREAS, this application affecting premises 469-475 Hemlock street, east side, 100 ft. south of Liberty avenue (Block 4200, Lots 9 and 10), Borough of Brooklyn, was granted by the Board May 27, 1924, on certain conditions resolution amended October 2, 1934, March 30, 1937, February 28, 1939, January 28, 1941, February 18, 1941, and applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals do hereby amend its resolution adopted on May 27, 1924, as amended February 18, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"that for a term of two (2) years from the date of this amended resolution, this building may be occupied * * *"

170-35-BZ

APPLICANT—Nathan A. Goldenthal, for Michael J. Sheehan and Hannah Shea, owners.

SUBJECT—Application for consideration—reopening and extension of permit—re Application (decision of the commissioner of buildings) previously granted on condition, under section 7h of the zoning resolution, for a temporary period of two years, permitting in a residence use district, six existing one-car garages located on the rear of the lot to be used for the storage of pleasure motor vehicles on condition that the three additional existing one-car garages shall be used as legally permitted under the zone resolution.

PREMISES AFFECTED—25-13 35th street, east side, 92.04 ft. south of Astoria boulevard (Block 633, Lots 30, 31 and 32), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Martin M. Goldenthal.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (170-36-BZ).

WHEREAS, Nathan A. Goldenthal, for Michael J. Sheehan and Hannah Shea, owners, filed June 4, 1936, an application under the zoning resolution, to permit in a residence use district the occupancy of a portion of a plot of ground as an open air parking space for more than five (5) motor vehicles and, also, to permit the conversion of occupancy of an existing structure on the plot to three three-car garages; premises 25-13 35th street, east side, 92.04 ft. south of Astoria boulevard (Block 633, Lots 30, 31 and 32), Long Island City, Borough of Queens; and

WHEREAS, this application was granted by the Board February 9, 1937, on certain conditions, the term of the permit extended November 6, 1938 and December 3, 1939, and applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals do hereby amend its resolution of February 9, 1937, as amended by its resolutions of December 6, 1938 and December 3, 1939,

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1940, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"that the application be and it hereby is *granted* under section 7h thereof for a term of two (2) years from the date of this *amended* resolution, to permit * * *

702-38-BZ

APPLICANT—Herman Kron, for Holy Name Mission of the Bowery District, Inc. and Second Street Holding Co., Inc., owners.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, the parking and storage of more than five motor vehicles.

PREMISE AFFECTED—7-19 East 2nd street, south side, 95 ft. east of Bowery (Block 457, Lots 13 to 19, inclusive), Borough of Manhattan.

APPEARANCES—

For Applicant: Herman Kron.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (702-38-BZ)

WHEREAS, this application, under section 7h of the zoning resolution, to permit in a business use district, for a temporary period of not more than two (2) years, the parking and storage of more than five (5) motor vehicles, premises 7-19 East 2nd street, south side, 95 ft. east of Bowery (Block 457, Lots 13 to 19, inclusive), Borough of Manhattan, was granted by the Board February 6, 1940, on certain conditions, the time to obtain permits and complete the work extended December 17, 1940, permit extended on March 18, 1941 and applicant requested a further extension of the permit; and

WHEREAS, the applicant has obtained a temporary certificate of occupancy dated June 20, 1941, No. 27826.

Resolved, that the Board of Standards and Appeals does hereby *amend* its resolution of February 6, 1940, as amended by its resolution of December 17, 1940, as further amended March 18, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"That the application be and it hereby is *granted* under section 7h thereof for a term of two (2) years from the date of this *amended* resolution, to permit * * *

253-40-BZ

APPLICANT—Oscar Goldschlag, for Direct Realty Company, owner.

SUBJECT—Application for consideration—reopening and extension of permit—re Application (decision of the acting borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting on a plot located in a business use and residence use district, the parking and storage of more than five motor vehicles for a term of two years.

PREMISES AFFECTED—1060-1070 St. Nicholas avenue and 510-520 West 164th street, southeast corner (Block 2121, Lot 13), Borough of Manhattan.

APPEARANCES—

For Applicant: Albert G. Anderson, William P. Rogan and Michael M. Azar.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (253-40-BZ)

WHEREAS, Oscar Goldschlag, for Direct Realty Company, owner, filed March 6, 1940, an application under section 7h of the zoning resolution, to permit on a plot located in a business and residence use district the parking and storage of more than five motor vehicles; premises 1060-1070 St. Nicholas avenue, and 510-520 West 164th street, southeast corner (Block 2121, Lot 13), Borough of Manhattan; and

WHEREAS, this application was granted by the Board on January 21, 1941, on certain conditions and applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* its resolution adopted January 21, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"*granted* under section 7h thereof for a term of two (2) years from the date of this *amended* resolution, to permit, etc. * * *

607-40-BZ

APPLICANT—John H. W. Krogmann, for Wells-Smith Corporation, owner (John F. Dubar, lessee).

SUBJECT—Application for consideration—reopening and extension of permit—re Application (decision of the borough superintendent) under section 7h of the zoning resolution, permitting in a business use district for a term of two (2) years, the parking and storage of more than five (5) motor vehicles.

PREMISES AFFECTED—89-16 to 89-32 Sutphin boulevard, west side, 384.11 ft. north of Jamaica avenue (Block 9676, Lot 13), Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: Jonathan Greene.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (607-40-BZ)

WHEREAS, John H. W. Krogmann, for Wells-Smith Corporation, owner, filed June 6, 1940, an application under section 7h of the zoning resolution, to permit in a business use district for a temporary period of not more than two (2) years, the parking and storage of more than five (5) motor vehicles; premises 89-16 to 89-32 Sutphin boulevard, west side, 384.11 ft. north of Jamaica avenue (Block 9676, Lot 13), Jamaica, Borough of Queens; and

WHEREAS, this application was granted by the Board on January 14, 1941, on certain conditions and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* its resolution of January 14, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"that the application be and it hereby is *granted* under section 7h thereof for a term of two (2) years from the date of this *amended* resolution, to permit * * *

574-41-BZ

APPLICANT—Goldenthal Brothers, for John Eckert, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, for a term of two years, the parking and storage of more than five motor vehicles.

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PREMISES AFFECTED—31-17 46th street, east side, 99 ft. 7¼ in. south of 31st (Jamaica) avenue (Block 725, Lots 21 to 24a, inclusive), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Martin M. Goldenthal.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (574-41-BZ)

WHEREAS, Goldenthal Brothers, for John Eckert, owner, filed June 24, 1941, an application under section 7h of the zoning resolution, to permit in a residence use district, for a temporary period of not more than two (2) years, the parking and storage of more than five (5) motor vehicles; premises 31-17 46th street, east side, 99 ft. 7¼ in. south of 31st (Jamaica) avenue (Block 725, Lots 21, 22, 23, 24 and 24a), Long Island City, Borough of Queens; and

WHEREAS, this application was granted by the Board on January 20, 1942, on certain conditions and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend its resolution of January 20, 1942, only in so far as it has reference to the time within which to complete the work, by adding thereto:

"That in view of applicant's statement that the resolution has been substantially complied with and will be fully complied with within three (3) months, that all permits required shall be obtained and all work completed within three (3) months from the date of this amended resolution and that the lot may be occupied meanwhile, subject to a temporary certificate of occupancy until all requirements of these resolutions are complied with."

APPEALS FROM ADMINISTRATIVE DECISIONS.

573-42-A

APPLICANT—A. Rothenberg (lessee), for Edgerton, owner.

SUBJECT—Appeal from an order of the fire commissioner.

PREMISES AFFECTED—983 McDonald avenue, east side, 22 ft. south of Webster avenue (Block 5419, part of Lot 8), Borough of Brooklyn.

APPEARANCES—

For Applicant: Abe Rothenberg.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Laid over to February 24, 1943 at 2 P. M., at request of applicant.

745-42-A

APPLICANT—Raymond Irrera, for Queens Valley Development Corporation, owner (Jewish Center of Kew Gardens Hills, Incorporated, lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—76-36 137th street, block bounded by Park Drive East, 73rd terrace, 136th street, 137th street and 77th avenue (Block 6585, Lot 2), Flushing, Borough of Queens.

APPEARANCES—

For Applicant: Raymond Irrera, Samuel Katz and Frank Zimmerman.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 2, 1943 at 2 P. M., pending an inspection by a committee of the Board.

821-42-A

APPLICANT—Ferdinand Savignano, for Ralph R. Dresel, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—1540 59th street, south side, 320 ft. east of 15th avenue (Block 5509, Lot 23), Borough of Brooklyn.

APPEARANCES—

For Applicant: Benjamin Goodrich and M. S. McNamara.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 24, 1943 at 2 P. M., pending an inspection by a committee of the Board.

855-42-A

APPLICANT—Samuel Rosenblum for Bartholomew Holding Corporation, owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—205-215 East 42nd street, north side, 80 ft. east of Third avenue and 204-210 East 43rd street (Block 1316, Lot 5), Borough of Manhattan.

APPEARANCES—

For Applicant: Samuel Rosenblum.

For Administration: Insp. Maher, Fire Dep't.

ACTION OF BOARD—Laid over to February 2, 1943 at 2 P. M., for further consideration by the Board.

344-16-S

APPLICANT—Emil Koeppel, for Raybell Realty Corp., owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—422 Withers street, southwest corner of Vandervoort avenue and northwest corner of Vandervoort avenue and Jackson street (Block 2878, Lot 18), Borough of Brooklyn.

APPEARANCES—

For Applicant: Emil Koeppel.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and restored to calendar, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

11-43-A

APPLICANT—Sinclair Refining Company, owner.

SUBJECT—Appeal from a decision of the fire commissioner re Transportation of Gasoline in Tank Trucks (capacity of tank not in conformity with Administrative Code specification, governing Tank Trucks in New York City).

APPEARANCES—

For Applicant: Edwin C. Wellman.

For Administration: Insp. George Sklenank, Fire Dep't.

ACTION OF BOARD—Appeal withdrawn on request of applicant's representative.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

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82-38-A

APPLICANT—J. Arthur Kennedy and Son, Inc., owner.
SUBJECT—Application for consideration—re opening and rehearing in view of order of Fire Department reciting pendency of order 84187-LC dated June 21, 1940 reading (in part); "Install a one source sprinkler system, as per resolution of the Board of Standards and Appeals—Calendar 82-38-A * * *"

REMISES AFFECTED—60-64 Commerce street and 53-57 Seabring street (Block 611, Lots 16, 18, 36, 37 and 38), Borough of Brooklyn.

APPEARANCES—

For Applicant: Oswald Alvaranza and Frank J. Hagen.

ACTION OF BOARD—Reopening denied.

THE VOTE TO REOPEN—

Affirmative 0

Negative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

THE RESOLUTION (82-38-A)

WHEREAS, the Board deemed that there was no ground for acceptance of an appeal to review an order of the Fire Commission which merely called attention to the failure to carry out the requirements of the Building Code as modified by the Board under Cal. No. 82-38-A and held that the matter was res adjudicata.

Resolved, that the request for rehearing be and it hereby denied.

82-42-A

APPLICANT—Fort Greene Refrigerating Service, Incorporated, for Conron Realty Corporation and Atlantic-South Elliott Corporation, (Blue Ribbon Provisions, Incorporated, lessee) owners.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

REMISES AFFECTED—172-176 and 178-184 South Elliott place, west side, 131 ft. 4 in. north of Atlantic avenue (Block 2002, Lots 46-52), Borough of Brooklyn.

APPEARANCES—

For Applicant: Abraham Greenberg.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (202-42-A)

WHEREAS, Fort Greene Refrigerating Service, Inc., for Conron Realty Corp., and Atlantic-South Elliott Corp., owners (Blue Ribbon Provisions, Inc., lessee), filed on March 12, 1942, an appeal from an order and a decision, of the fire commissioner, premises 172-184 South Elliott place, west side, 131 ft. 4 in. north of Atlantic avenue (Block 2002, Lots 46-52), Borough of Brooklyn; and

WHEREAS, Order 89922-C, undated, issued by the fire commissioner, reads:

"YOU ARE HEREBY ORDERED AND REQUIRED FORTHWITH:

1. Surrender to the bearer Fire Dept. Permit No. 51616 expiring November 30, 1942, authorizing the storage and use of 4,000 lbs. of ammonia in the refrigerating system located at the above mentioned location, as it is revoked pending the compliance with the following requirements.

2. Discontinue the direct method of refrigerating from premises 189-91 Fort Greene place, Brooklyn, to the following buildings:

631, 633, 635, 637, 639, 641 Atlantic avenue; 186 176, 178, 180, 172 So. Elliott place; 152, 160, 162, 166, 170, 172, 176, 180, 182, 192, 194, 200, 157, 159, 161, 163, 165, 167, 169, 171, 173, 175, 177, 179, 181, 183, 185, 187, 189, 197, 201, 203 Ft. Greene place, Brooklyn.

Section C-19-98.0, subdivision b states:

'(b) The direct method of refrigeration shall not be used in any buildings, whether or not a permit is required for installation therein, outside of the refrigerating machinery room except in buildings used exclusively for ice making or for refrigerating purposes, or when such method is not carried above the first floor in business buildings or in the business sections of business buildings provided the entire system is confined to one floor in the space occupied by a single tenant, or in the business section of a residence building when not carried above the first floor, or in a residence building occupied by not more than two families, or in any building provided a non-irritant and non-flammable refrigerant is used. The provisions of this subdivision shall not apply to a building in which installation was made prior to December 13 1927'."

and

WHEREAS, said order was modified by the decision of the Fire Commissioner dated March 5, 1942, to read as follows:

"2. Discontinue the direct method of refrigeration from 189-191 Fort Greene place to 172-176-178 and 180 South Elliott place, Brooklyn."

and

WHEREAS, the applicant states that the building known as 172-176 South Elliott place is 63 ft. 9 in. by 95 ft. in area, one story (11 ft.) in height; of Class 1 construction; located in a business use district and occupied as salesroom, cooling room, smoke room for meat products, 27 persons; and the building known as 178-184 South Elliott place is 83 ft. 3 in. by 99 ft. in area, one story and pent house in height, occupied: smoke room and salesroom and cooling room for meat products, 20 persons; and

WHEREAS, Certificate of Occupancy 83297 was issued July 21, 1937 for premises 172-176 South Elliott place, for the sales, processing, smoking, cooling and sale of meat products and office and was superseded by C. O. 102897 issued October 14, 1941 on Bldg. Notice 1337-41, permitting the sales, processing, smoking and curing of meat products; and

WHEREAS, C.O. 79190 issued August 28, 1936, for premises 178-184 South Elliott place, permits the use of the building on the 1st floor as market and seven smoke houses and on the 2nd floor as office. This Certificate of Occupancy superseded C.O. 74850 issued December 12, 1934, on N.B. 3302-34, permitting the use of the building for storage and marketing of food products on the 1st floor and office on the pent house; and

WHEREAS, Certificate of Occupancy 105245 issued April 29, 1942, was filed, permitting 178-184 South Elliott place to be used for marketing, processing, smoking, curing and sale of meat products and seven smoke houses; and

WHEREAS, upon examination of this appeal it was found that premises 172-176 South Elliott place was apparently being used contrary to C.O. 102897 and in violation of Section 4 (a) (45) of the Zoning Resolution and the applicant was requested to obtain a certificate of occupancy for existing use; and

WHEREAS, the applicant has filed C.O. 105244, issued April 29, 1942 for premises 172-176 South Elliott place, permitting use of the building as sales and processing, smoking and cooling of meat products, no refrigerating plant on premises; and

WHEREAS, the applicant contends that 172-176 South Elliott place was erected in 1937; that 178-180 South Elliott place was erected in 1934, both of these buildings were erected substantially as they are today except for minor alterations; that the cold air boxes have been in exactly the same position since the erection of the buildings; that 172-176 South Elliott place contains three boxes and is designated on the plan filed with this appeal and are marked "I", "J" and "K". Box I is 22 ft. by 35 ft. in area, 11 ft. in height, contains 620 ft. of 2-in. direct expansion pipe; Box J is 22 ft. 6 in. by 20 ft. in area, 11 ft. in height and contains 895 ft. of 2-in. direct expansion pipe; Box K is 22 ft. 6 in.

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by 10 ft. in area, 11 ft. in height and contains 540 ft. of 2-in. direct expansion pipe; that Boxes G and H located in the same building are of the following dimensions:

Box G is 15 ft. by 32 ft. in area, 11 ft. in height and contains 650 ft. of 2-in. direct expansion pipe.

Box H is 15 ft. in width by 19 ft. 6 in. in depth and 11 ft. in height and contains 180 ft. of 2-in. direct expansion pipe.

That the building at 178-184 South Elliott place has six cold air boxes, as follows:

Box A is 19 ft. by 26 ft. 6 in. in area, 13 ft. in height, containing 280 ft. of 2-in. direct expansion pipe.

Box B is 19 ft. by 42 ft. in area, 13 ft. in height, containing 700 ft. of 2-in. direct expansion pipe.

Box C is 20 ft. 9 in. by 58 ft. in area, 13 ft. in height, containing 840 ft. of 2-in. direct expansion pipe.

Box D is 19 ft. 6 in. by 13 ft. 6 in. in area, 13 ft. in height, containing 850 ft. of 2-in. direct expansion pipe.

Box E is 19 ft. 6 in. by 13 ft. 6 in. in area, 13 ft. in height, containing 850 ft. of 2-in. direct expansion pipe.

Box F is 19 ft. 6 in. by 37 ft. in area and 13 ft. in height, containing 530 ft. of 2-in. direct expansion pipe.

That the refrigeration for these buildings is obtained from the machinery room maintained in 189-191 Fort Green place and piped into these buildings by the direct method, as shown on plans filed with this appeal; that regular inspection is maintained in this area by licensed engineers operating 24 hours a day; that the piping is regularly inspected 4 to 5 times during each 8-hour shift; that the system carries 4,000 lbs. of ammonia and is in a building almost in back of the buildings involved in this appeal and the system carries a 1-inch high pressure safety valve set at 275 lbs., a 1¼-in. low pressure safety valve set at 275 lbs., a mercury gauge for automatic stop set at 210 to 218 lbs.; that this operation and use has been in effect since the erection of these buildings and in view of the fact a certificate of occupancy has been issued, the applicant fails to understand why the Fire Dept. suddenly concluded that the extension of the refrigeration was made without the Fire Department's permission; that the Administrative Code provides that the Fire Commissioner may, in his discretion, permit such an installation as this, and it was assumed since the certificates of occupancy were issued and all city departments had been notified, that discretion had been used in favor of the applicant, since permits were regularly issued to Fort Greene Refrigerating Service, Inc., up to the time of the present revocation; that the attention of the Board is directed to the fact that originally many more buildings were included and the Fire Department revoked its order with respect to other buildings when it was shown that the use existed for many years; that this area has been refrigerated in this manner for more than 35 years last past; that the system having been operated for all these years is a safe system and that the only way to make the system conform to the exact provisions of the Code would be to convert the entire system to brine; that such conversion would be extremely expensive and run in the neighborhood of approximately \$30,000.; that under present war conditions, such machinery and new piping is practically impossible to obtain; that for these reasons, it is requested the Board permit the applicant to continue serving refrigeration by the direct method to the buildings at 172-176 and 180-184 South Elliot place from its machinery rooms located at 189-191 Fort Greene place.

Resolved, that the decision of the fire commissioner dated March 5, 1942, Objection 2, be and it hereby it *modified* and that the appeal be and it hereby is *granted* to permit the extension of refrigeration piping from the main plant located at 189-191 Fort Greene place, substantially as indicated on plans filed with this appeal, and in accordance with the statement filed therewith, *on condition* that in all other respects, the building and occupancy and the refrigeration system shall comply with all laws, rules and regulations applicable thereto; that the refrigeration system shall be under the supervision of a licensed engineer 24 hours a day; that the system shall also be maintained to the satisfaction of the fire commissioner; that such control valve shall be installed as the fire commissioner shall direct so as to cut off each building; that such piping shall be protected within the buildings—and where crossing any yard area, to the satisfaction of the fire commissioner.

faction of the fire commissioner; that such control valve shall be installed as the fire commissioner shall direct so as to cut off each building; that such piping shall be protected within the buildings—and where crossing any yard area, to the satisfaction of the fire commissioner.

731-42-A

APPLICANT—George Keister, for Frederick Palievic owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—570 Walton avenue, east side 139.97 ft. north of East 149th street (Block 2347, Lot 7), Borough of The Bronx.

APPEARANCES—

For Applicant: George Keister.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (731-42-A)

WHEREAS, George Keister, for Frederick Palievic, owner, filed on October 10, 1942, an appeal from a decision of the borough superintendent affecting premises 570 Walton avenue, east side, 139.97 ft. north of East 149th street (Block 2347, Lot 7), Borough of The Bronx; and

WHEREAS, the decision of the borough superintendent dated September 10, 1942, on B.N. Applic. 428-42, reads:

"1. Extension of frame business and residence structure within the fire limits is not permitted by Section 4.1.2.

2. Use of 2 in. wide joists within the fire limits prohibited by Section 7.1.4."

and

WHEREAS, the applicant states the building is three stories and cellar (33 ft.) in height; 20 ft. by 61 ft. in area; Class 3 construction; erected 1886; located in an unrestricted use district and occupied since September 15, 1919 as follows: Cellar, storage; first floor, restaurant, 50 persons; second floor, 4 furnished rooms, 10 persons; third floor, four furnished rooms, 10 persons; no change in use or occupancy is proposed; and

WHEREAS, Certificate of Occupancy 117, was issued July 26, 1935, permitting the building to be occupied as follows: first floor, restaurant, 50 persons; second floor, furnished rooms, 10 persons; third floor, furnished rooms, 10 persons; and

WHEREAS, Violation 1408-42 was issued May 25, 1942, for violation of Section 2.1.2.1 of the Building Code, and Section C26-174-0 of the Administrative Code, for erecting a frame extension to the front porch bringing it out to the front lot line without obtaining a permit; and

WHEREAS, B.N. Applic. 428 of 1942 was filed to remove such violation; and

WHEREAS, the applicant contends that the building has remained unchanged in construction since Alteration 3385 was completed and Certificate of Occupancy No. 117 issued July 6, 1935; that the changes made by the owner on the wooden porch at front of building were done in repairs to the wood work; that wood steps from street to porch were changed in width and location and the old frame filled with 4 in. by 4 in. and 2 in. by 6 in., and new flooring and steps installed; that the old balustrade was replaced with a new balustrade; that the old roof was extended to cover the entire porch area and sides of porch were studded and surfaced on the exterior with clapboards and ceiling was installed on the inside; and

WHEREAS, the Board found that the building is classified by the Housing Division as a heretofore erected Class B

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multiple dwelling, and that the Borough Superintendent should examine the application as to the provisions of the Multiple Dwelling Law governing frame extensions.

Resolved, that the appeal be and it hereby is *withdrawn*.

791-42-A

APPLICANT—Samuel Roth, for 165 West 71st Street, Incorporated, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—165 West 71st street, north side, 130 ft. 5 in. east of Broadway (Block 1143, Lot 7½), Borough of Manhattan.

APPEARANCES—

For Applicant: Samuel Roth.

For Opposition: Sidney L. Strauss and Walter J. Keller.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal denied.

THE VOTE TO GRANT—

Affirmative 0

Negative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4

THE RESOLUTION (791-42-A)

WHEREAS, Samuel Roth, for 165 W. 71st Street, Incorporated, owner, filed on November 9, 1942, an appeal from a decision of the borough superintendent affecting premises 165 West 71st street, north side, 130 ft. 5 in. east of Broadway (Block 1143, Lot 7½), Borough of Manhattan; and

WHEREAS, the decision of the borough superintendent dated September 23, 1942 on Alt. Applic. 946-42 reads:

"The proposed use of the easterly part of the building as a separate unit is contrary to the resolution of the Bd. of S. and A. Cal. 838-23-A. The approval of the above arrangement would render the 7 story portion unlawful for use as a multiple dwelling (Sec. 309, MDL)."

and

WHEREAS, amendment filed October 26, 1942 to Alt. Applic. 946-42 reads:

"A-1 Reconsideration respectfully requested, in view of the fact, that the resolution of the Board of Standards and Appeals, did approve the consolidation of 165 W. 71st St. a 3 story and basement non-housekeeping building with 167 W. 71st St., a 7 story non-fireproof doctor's office building and both to be used as one unit, as a multiple dwelling.

Therefore, when these two buildings were consolidated, the halls and stairs in the 3 story building No. 165 were removed, providing No. 165 to use the stairs in 167 as a means of entry into 165 and the fact that both these buildings were separately mortgaged, the mortgagees foreclosed these buildings separately and thereafter became two separate owners. Thereafter, the new owner of 167 ordered the new owner of 165 to dispossess his tenants, as they would not permit the owner of 165 to use premises 167 as a means of entry into 165 and which order was complied with by the owner of 165.

Now a new owner, the 165 W. 71st St. Corp. now decides to separate these buildings, by closing up the openings on all floors between the 3 and 7 story building and install a new entrance and stair hall and do all other alteration required, to comply with all the requirements of the Multiple Dwelling Law and the Building Code, to obtain a new C.O. for this 3 story dwelling and there is nothing in the Multiple Dwelling Law nor in the Building Code that prohibits this owner from restoring this 3 story building to its independent use, therefore, it is respectfully requested, that the plans filed for this proposed alteration, be examined without further delay."

and

WHEREAS, the decision of the borough superintendent dated Oct. 30, 1942 on such amendment reads:

"This amendment disapproved as follows: A-1 (Repeat) Reconsideration denied."

and

WHEREAS, the applicant states that the building is 3 stories and basement (35 ft.) in height, 20 ft. by 50 ft. in area, of Class 3 construction, erected in 1913, located in a residence use B area district, occupied: basement, 3 apartments; 1st floor, 3 apartments; 2nd floor, 3 apartments; 3rd floor, 3 apartments; proposed to be occupied: cellar, boiler room and storage, no persons; basement, 2 apartments; 1st floor, 3 apartments; 2nd floor, 3 apartments; 3rd floor, 3 apartments; and

WHEREAS, the applicant contends that plans filed provided for separating 165 from 167 West 71st street, by bricking up openings in the westerly wall of 165 and restoring the entrance and stairhall from basement to 3rd floor and occupancy of the building as a 3 story and basement dwelling and to obtain a new C.O.; that nothing in the Administrative Code or the Multiple Dwelling Law prohibits the owner of 165 from restoring the building to its former legal and independent occupancy and it is therefore requested that the appeal be granted; and

WHEREAS, the applicant was requested by the Board to obtain and file a release from the owner of 167 West 71st street of any and all privileges accruing from the resolution adopted under Cal. 838-23-A and the permits issued thereon; and

WHEREAS, the applicant stated in a communication dated December 11, 1942, that there is nothing in the Board's resolution under Cal. 838-23-A which grants any privileges to 167 west 71st street, which it cannot enjoy after the buildings have been separated by complying with the Administrative Code and the Multiple Dwelling Law and therefore, no release is necessary; and

WHEREAS, the Board notified the owner of 167 West 71st street of this hearing; and

WHEREAS, the Board deemed that favorable action should not be taken until an agreement is reached by the owners of the buildings now arranged and approved for joint occupancy as to continuance or discontinuance of the exits and other facilities now used in common in which both owners have rights; and

WHEREAS, the applicant stated that the owner had not been able to reach any such agreement.

Resolved, that the decision of the borough superintendent on Alt. Applic. 946-42 dated September 23, 1942 be and it hereby is *affirmed* and that the appeal be and it hereby is *denied*.

803-42-A

APPLICANT—W. G. Griffith for Swift and Company, subsidiary of United Dressed Beef Company, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—786 First avenue and 400 East 44th street, southeast corner and north side of East 43d street, 150 ft. east of First avenue (Block 1355, Lot 7), Borough of Manhattan.

APPEARANCES—

For Applicant: W. G. Griffith.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal denied.

THE VOTE TO GRANT—

Affirmative: Commissioner Savage..... 1

Negative: Chairman Murdock, Commissioner
Blum and Deputy Chief Gunn..... 3

THE RESOLUTION (803-42-A)

WHEREAS, W. G. Griffith for United Dressed Beef Company, subsidiary to United Dressed Beef Company, owner, filed on November 16, 1942, an appeal from a decision of the borough superintendent, affecting premises 786 First avenue and 400 East 44th street, southeast corner (Block 1355, Lot 7), Manhattan; and

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WHEREAS, the decision of the borough superintendent dated October 28, 1942, on Alt. Applic. 1148-42, reads:

"1. Proposed extension of marquis is unlawful as same does not meet requirements of Section 2.4.1.4.8 of the Building Code. Reconsideration denied."

and

WHEREAS, the applicant states that the building is two (2) stories in height; 100 ft. by 350 ft. and 200 ft. in area; of Class 6 construction; erected 1895; located in an unrestricted use district and used and occupied: cellar, meat coolers, 30 persons; first floor, meat coolers and shipping, 20 persons; second floor, office and dressing rooms, 21 persons; and

WHEREAS, the applicant contends that the operator of these premises formerly used three blocks for loading facilities; that the use of the East 42nd and East 43rd and East 44th street blocks were consolidated during the construction and upon completion of the East River drive; that in order to relieve some of the congestion, the applicant, under Alt. Applic. 3491-40, incorporated an additional shipping door on First avenue and a doorway on East 44th street, and it is now proposed to extend the existing marquee, so that it will cover the new doorway on First avenue and extend around the corner to cover the doorway on East 44th street; that the marquee is of fireproof construction; that the lessee is considered a vital industry engaged in war contracts; that 54 ft. of marquee has been removed from the adjoining building on First avenue, so that it could be used over the two new shipping doors; that it is necessary to protect the men engaged in loading and the products during inclement weather; that this is the packing house district and although not classed as a market street, considerable marketing is carried on between East 43rd and East 46th streets.

Resolved, that the decision of the borough superintendent on Alt. Applic. 1148-42 be and it hereby is *affirmed* and that the appeal be and it hereby is *denied*.

845-42-A

APPLICANT—Sol L. Smithline, for Manufacturers Trust Company, trustee (Red Patch and Reliner Co., Inc., lessee).

SUBJECT—Appeal from a decision re an order of the fire commissioner.

PREMISES AFFECTED—513-531 Franklin avenue and 1134-1152 Fulton street, southeast corner (Block 2017, Lot 8), Borough of Brooklyn.

APPEARANCES—

For Applicant: Sol L. Smithline, Maurice P. Hartman and Sam Zietens.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (845-42-A)

WHEREAS, Sol. I. Smithline, for Manufacturers' Trust Co., as trustee, owner (Red Patch and Reliner Co., Inc., lessee), filed on December 1, 1942, an appeal from an order and decision of the fire commissioner affecting premises 513-531 Franklin avenue and 1134-1152 Fulton street, southeast corner (Block 2017, Lot 8), Borough of Brooklyn; and

WHEREAS, Order 93184-LC issued by the fire commissioner October 8, 1942 reads:

"2. Provide a separate compartment for the mixing tank, said compartment to be built upon suitable foundations, having the walls, floor and roof constructed of Portland cement concrete at least 6" thick or of brick masonry at least 8" thick the brick to be laid in and covered by Portland cement mortar. Said compartment to have self-closing fireproof doors and windows. Plans and specifications to be filed and approved before

work is commenced by Department of Housing and Buildings. C19-59.0, Administrative Code.

3. Provide a ventilating flue for compartment wherein mixing tank is located on 1st floor, said flue to be constructed of brick or concrete, lined with tile pipe at least 8" square, inside measurement and extending from the floor of the compartment at a point opposite the door to at least 6' above roof and at least 10' from the nearest wall of adjoining building. Such flue shall have an opening into mixing compartment 6" square, 3" above the floor and shall be equipped with double gooseneck 8" square made of at least 18 gauge galvanized iron. All openings to be covered with 20 mesh brass wire screen. C19-59.0, Administrative Code.

6. Discontinue the practice of using glass bottles of more than 4 ounce capacity as containers for inflammable mixtures. Section C19-59 of the Administrative Code reads as follows: 'For domestic or household use or sale for domestic or household use such mixtures shall be put up in glass bottles of a capacity not exceeding four ounces each, or in metal cans or other approved containers of a capacity not exceeding one gallon each, fitted with a tight fitting, replaceable top, cap, or other device so made that the can or container will be air-tight when closed.'

and

WHEREAS, said order was repeated in a decision of the fire commissioner dated November 5, 1942; and

WHEREAS, the applicant states that the building is one and two stories (32 ft.) in height, 75 ft. by 128 ft. in area, at first floor, 75 ft. by 36 ft. in area at typical floor, of Class 3 construction, erected about 1910, located in a business use district, used and occupied as follows: 1st floor, packaging, selling, assembling, shipping, receiving of wholesale automobile accessories and supplies, 16 persons; 2nd floor, office, 4 persons; that no change in use or occupancy is proposed; that C.O. 107430 was issued for the existing use; and

WHEREAS, the applicant contends that the lessee has been in this business since 1929 and has always had a permit from the Division of Combustibles, Fire Department, for the storage of rubber cement; as to Item 2 and Item 3 of the order, it is contended that the Division of Combustibles is in error, as there is no mixing tank on the premises; that the rubber cement is purchased from the B. F. Goodrich Company, Akron, Ohio, in steel drums having a capacity of 50 or 55 gallons and for which Certificate of Approval 459 has been obtained from the New York Fire Department as an inflammable mixture by the manufacturer; that once a week such rubber cement is packaged in 4 oz., 8 oz., 16 oz., and 1 qt. glass bottles; that the packaging consists of pumping from the drum by a Philips Pump and Tank Company self-sealing siphon pump, 1 qt. capacity, into the container which is immediately sealed, labeled and stacked in steel bins; that the sealing caps are so fixed as to be vaporproof; that the only work done on the premises in connection with the rubber cement is said packaging; that such packaging is not manufacturing within the purview of Section C19-59.0 of the Administrative Code; and

WHEREAS, the applicant contends as to Item 6 of the Fire Department order, that the War Production Board has ordered the discontinuance of the use of tin containers and the only substitute product which can be used is glass containers; that permission is therefore requested for a variance of the Administrative Code to permit the packaging of the rubber cement under the trade names of De Luxe Super Solvent, Red Rubber Cement and Pennsylvania Red Rubber Cement to be distributed by the Victor Rubber Company and Paramount Sales Company of Brooklyn, New York, a subsidiary of the lessee herein, in glass bottles, fitted with metal screw tops in capacities of 8 oz., 16 oz., and 1 qt.; that it is necessary to package the rubber cement in these sizes by virtue of the usage and custom of the trade; that the rubber cement is sold to garages, service stations and tire mechanics for use in repairing tubes and patches

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and is not sold for general household use; that the glass bottles to be used are known as Dura-Glass and are manufactured by the Owens Illinois Glass Co.; that the bottles will be packed as follows: 12 one-quart bottles to a corrugated case with corrugated dividers, the 4 oz., 8 oz. and 16 oz. bottles will be packed 24 to a corrugated case with corrugated dividers.

Resolved, that the order of the fire commissioner, Order 184-LC, Objections 2 and 3, be and it hereby is *modified* so that the appeal be and it hereby is *granted on condition* that not more than five (5) drums of rubber cement, as manufactured by the B. F. Goodrich Co. and as approved by the fire commissioner, Approval 459, shall be maintained on the premises; that such drums shall be stored within a vault as indicated on plans filed with this appeal, located toward the Fulton street side, except that not more than one such drum may be in process of repackaging in the space toward the lot line windows, as indicated on plans filed with this appeal; that no open flames shall be maintained on the premises, other than that in connection with the duly approved heating equipment; that such portable fire fighting appliances shall be maintained as the fire commissioner shall direct; that natural ventilation by means of windows and skylights shall be maintained; that such openings in the skylights above the projected area where the packaging is proposed to be done, shall be maintained open while packaging is in process; that within such area, electric fixtures shall be of the type as approved by the fire commissioner; and *withdrawn* as to Item 6, in view of the appeal to be filed by the B. F. Goodrich Company after a new decision by the fire commissioner; that packaging shall comply with the requirements of the Administrative Code therefor, as may be modified by the Board upon such application by the B. F. Goodrich Company; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations.

43-S
APPLICANT—William W. Knowles, for Metallizing Engineering Company, Incorporated, owner.
SUBJECT—Variation of the labor law as cited in a decision of the fire commissioner.
REMISES AFFECTED—38-14 30th street, west side, 150 ft. north of 39th avenue (Block 384, Lot 22), Long Island City, Borough of Queens.
APPEARANCES—
For Applicant: William W. Knowles and Peter Daniel.
For Administration: Thomas A. Larkin, Fire Dep't.
ACTION OF BOARD—Application granted on condition.
THE VOTE—
Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (8-43-S)
WHEREAS, William W. Knowles, for Metallizing Engineering Company, Inc., owner, filed January 4, 1943, an application for variation of the requirements of the Labor Law as cited in a decision of the fire commissioner, affecting premises 38-14 30th street, west side, 150 ft. north of 39th avenue (Block 384, Lot 22), Long Island City, Borough of Queens; and

WHEREAS, the decision of the fire commissioner, dated December 1, 1942, reads:

"This will acknowledge receipt of your communication of November 21st wherein you request permission to install panic bolts on the entrance doors of your building and also apply for a permit for your employees to smoke in the office space of your building.

You are advised that your application must be denied for the reason that the provisions of the Labor Law are mandatory and the Fire Commissioner is without authority to make any modifications."

WHEREAS, the applicant states that the building is four stories (50 ft.) in height, 100 ft. by 90 ft. in area; of Class

1 construction; erected 1931; located in an unrestricted use district, and used as a perfume factory; that it is proposed to be used and occupied as follows: first floor, store rooms and shops, 20 persons; second floor, offices, 90 persons; third floor, factory, 90 persons; fourth floor, factory, 20 persons; that the building is equipped with interior fire alarm system and fire drills will be maintained; that there are two 3 ft. 8 in. iron stairs enclosed in 6 in. terra cotta blocks, equipped with kalamein doors and extending from roof to street; and

WHEREAS, it is proposed to install Corbin No. 32786 panic bolts on the exit door leading to 30th street and to install Corbin No. 32686 panic bolts on the exit door leading to the driveway on the south, which driveway leads directly to 30th street; and

WHEREAS, permission is requested to smoke in the offices on the second floor and in the lunch room on the fourth floor; and

WHEREAS, the applicant contends that the work in this plant consists of special machinery and methods which it is necessary to protect from sabotage and for that reason the Plant Security Section of the U. S. Army has recommended that panic bolts be installed on the exit doors and that the practice of smoking in the office and cafeteria helps the morale of all concerned; that the building is fireproof, each floor is entirely separate from all other floors and smoking is requested on the second floor in the offices and on the fourth floor in the cafeteria; that it will not in any way affect the manufacturing or storage on the floors in the building; and

WHEREAS, Certificate of Occupancy Q27687 was issued October 8, 1942, permitting the use of the building as factory throughout with 80 persons on the first floor, 80 persons on the second floor, 83 persons on the third floor, and 70 persons on the fourth floor; and

WHEREAS, these premises are proposed to be occupied by the company for the manufacturing of the Metco Company's Metallizing Gun, Type E, as approved by the Board under Cal. No. 688-39-SA.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the requirements of the Labor Law, as cited in a decision of the fire commissioner, dated December 1, 1942, and that the application be and it hereby is *granted on condition* that panic bolts shall be installed only on the two exit doors as shown on plans filed with this appeal; that such panic bolts shall be of approved type; that this variance shall continue only during the term of the present emergency; that smoking may be permitted within the fourth (4th) floor lunch room, provided such lunch room is separated from the balance of the floor with fireproof partitions and self-closing fireproof door; that smoking may also be permitted on the second floor, provided the second floor is occupied only for offices and clerical work, and no manufacturing is carried on on such floor, and provided such permission is recommended by the Plant Protection Service of the U. S. Army; that a copy of such recommendation, if made, shall be filed with the Fire Department and a copy filed with this Board; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that a corrected certificate of occupancy shall be obtained setting forth the full permitted occupancy based on the exits.

906-41-A

APPLICANT—Rollin H. Steiger, for Abrast Realty Co., owner (Abraham & Straus, Inc., lessee).

SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from an order of the fire commissioner.

PREMISES AFFECTED—422-438 Fulton street, 14-50 Hovt street, 171-201 Livingston street and 15-19 Gallatin place (Block 156, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Rollin H. Steiger.

ACTION OF BOARD—Appeal reopened and resolution amended.

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THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (906-41-A)

WHEREAS, Rollin H. Steiger, for Abrast Realty Company, owner (Abraham and Straus, Incorporated, lessee), filed October 22, 1941, an appeal from an order of the fire commissioner; premises 422-438 Fulton street, 14-30 Hoyt street, 171-201 Livingston street and 15-19 Gallatin place (Block 156, Lot 1), Borough of Brooklyn; and

WHEREAS, order No. 88872-LC, issued by the fire commissioner October 2, 1941, reads:

"With reference to your application for a permit to store and sell ammunition (loaded shells and cartridges) at premises 422 Fulton street, Brooklyn, please be advised that the Fire Department is without power to issue such a permit for the reason that the premises are occupied as a department store. This is in violation of C19-38-D-1, of the Admin. Code which reads as follows:

1. No permit for the storage and sale of ammunition in excess of 200 small arms cartridges shall be issued for any premises.
2. Which are used as a drug store, paint store, pawn shop or stationary store.
3. Where cigarettes, cigars or tobacco are stored or kept for sale.
4. Where liquors are sold.
5. Where other materials of a highly inflammable nature are manufactured, stored or kept for sale.

You are therefore ordered to remove the stock of ammunition stored and sold on the premises to not more than 200 small arms cartridges."

and

WHEREAS, the building fronts 157 ft. on Fulton street, 176 ft. on Hoyt street, 375 ft. on Livingston street and 168 ft. on Gallatin place, and is 5, 7 and 10 stories in height; occupied as a department store throughout. The proposed ammunition will be stored in the Rod and Gun Shop on the 7th floor, as shown on plans filed marked "Received October 22, 1941"; and

WHEREAS, the application to the fire commissioner for permission to store ammunition requests the following amounts:

- 85,500 rounds of loaded shells for shotguns not exceeding 9 gauge.
- 625,000 pistol cartridges
- 125,000 rifle cartridges not exceeding .45 calibre
- 2,500 rifle cartridges not exceeding .50 calibre
- 1,250 rifle cartridges not exceeding .58 calibre
- 750,000 primers for central fire ammunition
- 1,500,000 percussion caps or primers without anvils

and

WHEREAS, the applicant contends that the granting of the permit will in no way increase the fire hazard; that the Sporting Goods Dept. where the ammunition will be stored and sold is located on the 7th floor of the East Building, which is far removed from any place where any of the articles mentioned in the Fire Dep'ts. order are sold; that the East Building is fireproof and equipped with a sprinkler and standpipe system; that there are no inflammable materials stored or kept on the 7th floor; that the ammunition will be stored in approved steel cabinets; and

WHEREAS, this appeal was granted by the Board on December 2, 1941, the resolution reading as follows:

"Resolved, that the order of the fire commissioner, No. 88872-LC be and it hereby is *modified* and that the appeal be and it hereby is *granted* to permit the storage of ammunition as proposed omitting the item reading: '750,000 primers for central fire ammunition and 1,500,000 percussion caps or primers without anvils', on condition that at least 90 percent of this material shall

be stored in a room on the 7th floor enclosed with a fireproof partition having walls not less than 4 in. in thickness of reinforced concrete with fireproof self-closing hollow metal door thereto; that such ammunition within such room shall be in steel cabinets having sprinkler protection in each cabinet; that the other 10 percent on display on the 7th floor shall be in steel cabinets within the department where the ammunition is sold to the public; that in all other respects the occupancy shall comply with all laws, rules and regulations applicable thereto and the sprinkler system and standpipe systems shall be maintained to the satisfaction of the fire commissioner."

and

WHEREAS, the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby amend its resolution of December 2, 1941, by adding thereto:

"That in the event the owner desires to reduce the amount of ammunition on hand so as to come within the quantity permitted under the Administrative Code, Section C-19-38-C, being approximately less than 10 per cent. of the quantities hereinbefore permitted by the requirements of this resolution it shall be deemed to comply, provided all such ammunition is stored as hereinbefore provided on the 7th floor within approved steel cabinets."

MATERIALS SUBMITTED FOR APPROVAL.

650-40-SM

APPLICANT—Keasbey and Mattison Company, owner

SUBJECT—K & M Century Asbestos-Cement Shingles approval of.

APPEARANCES—

For Applicant: Howard K. Hays and George G. Parker.

ACTION OF BOARD—Materials approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn...
Negative

THE RESOLUTION (650-40-SM)

WHEREAS, Keasbey and Mattison Company, owner, filed on June 14, 1940, an application with the Board of Standards and Appeals for approval of the material known as K & M Century Asbestos-Cement Shingles; and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS.

January 9, 1943.

Re: Cal. No. 650-40-SM

Subject: Century Asbestos-Cement Shingles, as Manufactured by Keasbey & Mattison Company Approval of.

The Keasbey and Mattison Company, filed pursuant to Section C26-178.0,b of the Administrative Building Code, an application for approval of Century Asbestos-Cement Shingles as manufactured by the applicant at Ambler, Pennsylvania, pursuant to Section C26-191.0 of the Administrative Building Code, for use in New York City, under Sections C26-670.0 and C26-540.0 of the Administrative Building Code.

Century Asbestos-Cement Shingles are manufactured by Keasbey and Mattison Company, at Ambler, Pennsylvania, by the laminated and the homogeneous method in the following sizes and types:

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Shingle Number	Size	Lbs. Per Sq.	No. Per Sq.	No. Per Bundle	Exposure to Weather	Min. Roof Pitch	Method of Laying
92	9" x 18" x 1/4" B	525	200	20	8" "	2" Head Lap	4" to 12" American
99	9 1/4" x 18 1/2" x 7/16" B	900	190	10	8 1/4" "	2" Head Lap	4" to 12" American
100	9 1/4" x 18 1/2" x 5/16" B	625	190	15	8 1/4" "	2" Head Lap	4" to 12" American
4	16" x 16" x 5/32" thick	258	86	16	13" x 13"	3" "	4" to 12" Hexagonal
30	16" x 16" x 5/32" thick	280	92	23	12" x 13"	3" Head Lap	5" to 12" Side Lap (1/4 lap application)
30	16" x 16" x 5/32" thick	315	104	23	10 2/3" x 13"	4" Side Lap	5" to 12" Side Lap (1/3 lap application)
16	8" x 16" x 5/32" thick	400	260	20	7" "	2" Head Lap	4" to 12" American
5	15 3/8" x 24" x 5/32" thick	250	90	18	6-11/16"	5 1/2" Side Lap	5" to 12" American
57	12" x 24" x 5/32" thick	170 to 185	57	19	10 1/2" x 24"	2" Head Lap	Siding Broad siding
58	12" x 24" x 5/32" thick	170	57	19	10 1/2" x 24"	1 1/2" Overlap	Siding Broad siding
59	12" x 21" x 5/32" thick	170 to 185	57	19	10 1/2" x 24"	1 1/2" Overlap	Siding Broad siding
60	12" x 24" x 5/32" thick	180 to 195	57	19	10 1/2" x 24"	1 1/2" Overlap	Siding Broad siding
75	9 1/2" x 24" x 5/32" thick	180 to 195	75	25	8" x 24"	1 1/2" Overlap	Siding Broad siding
76	9 1/2" x 24" x 5/32" thick	180 to 195	75	24	8" x 24"	1 1/2" Overlap	Siding Broad siding
80	9 1/2" x 24" x 5/32" thick	180 to 195	75	25	8" x 24"	1 1/2" Overlap	Siding Broad siding

1. The following shingles are manufactured by the Laminated (Hatschek) Method or "Wet Process": Nos. 4, 5, 16, 30, 57, 58, 59, 60, 75, 76 and 80.

The following shingles are manufactured by the Homeogenous (Norton) Method or "Dry Process": Nos. 92, 99 and 100.

Shingles Nos. 90, 99 and 100 are also made in random widths.

Shingles Nos. 90, 99 and 100 are used with No. 9a starter strips 9" x 18" x 1/4" thick, weighing approximately 210 lbs. per 100 lineal ft. and No. 92R Boston Hip and Ridge, 5 1/3" x 18" x 1/4" butt weighing approximately 490 lbs. per lineal ft.

Shingle No. 4 (Hexagonal) is used with No. 16B starters 4" x 16" x 5/32" thick, packed 25 to the bundle, weighing 60 lbs. per 100 lineal ft. No. 4a starters 20 1/2" wide, packed 15 to the bundle, weighing 125 lbs. per 100 lineal ft.

Shingle No. 30 (side lap) is used with No. 16R Boston Hip and Ridge, 5 1/3" x 16" x 5/32" thick, packed 20 to the bundle weighing approximately 360 lbs. per 100 lineal ft.

Shingle No. 5 is used with No. 5A starter 10 1/2" x 24" x 3/32" thick, packed 25 to the bundle weighing 70 lbs. per 100 lineal ft. and No. 5R Hip and Ridge 5 1/2" x 15" x 3/32" thick, packed 25 to the bundle, weighing approximately 300 lbs. per 100 lineal ft.

METHODS OF MANUFACTURE:

The raw materials used in the manufacture of these products consist of long shingle stock asbestos fiber as designated by the Canadian Bureau of Mines and a specially prepared type of Portland Cement, and not more than 1% of inorganic pigments used to produce colors. These products contain no organic or combustible materials.

Manufacturing processes are as follows:

In the Laminated Method (Hatschek) or "Wet Process" the fiber is subdivided or opened up by means of heavy revolving and rotating mill stones (chaser). After preparation, the fibre is weighed in batches in the quantities governed by formula limited to the capacity of the mixing tank or beater. This mixing tank or beater is an open top tank with a rotating toothed cylinder in one of its two longitudinal divisions. Water is admitted to the beater in a quantity sufficient for each batch to insure good machine operation later in the manufacturing process. The amount of water added has been determined over a period of years by actual experience with the machines and may vary for different

machines. The amount of water used has no relation to the amount of cement and fibre used in the mix. After the water is admitted to the beater a prepared weighed quantity of asbestos fibre enters the mixing tank through a chute from an upper floor. If water and fibre are circulated and thoroughly mixed and then adequate quantity of cement is added through a chute, the slurry of cement fibre and water are then agitated and intimately mixed until the machine has obtained the proper consistency and homogeneity when a plug is removed from the bottom of the beater tank and the mix flows to a receiver or stuff chest. The obtaining of the proper consistency and homogeneity in the mixing tank depends on the skill and training of the operators. The stuff chest is a large tank or reservoir equipped with a revolving bucket wheel which serves as a discharge from the stuff chest to the Hatschek machines and as an agitator to keep the contents of the stuff chest well mixed. After leaving the stuff chest to feed the Hatschek machines, water is added to the slurry to improve its flow. Approximately 45 minutes elapses between the time the batch is mixed in the beater until the product leaves the Hatschek, which is similar to a paper making machine. In the machine the material is built up in successive laminations to the desired thickness. The asbestos cement sheet is removed from the accumulator cylinder of the machine and cut by hydraulic cutter into rectangular shingle blanks, which are then placed between steel plates and bakelite textured forms in stacks subjected to tremendous pressures in a hydraulic press. After pressing, the shingle blanks are aged for not less than two days at room temperature until they obtain the proper hardness for punching and cutting to size. The cutting and punching are performed on a geared electric motor driven punch press. The shingles (other than Shell White Broad siding and Graystone) are then treated by saturating with carbon dioxide gas to reduce efflorescence in the finished product to a minimum. Two or three days after the gassing operation, the shingles pass over an inspection conveyor where, by visual inspection, shingles having surface blemishes or unsatisfactory appearance are removed. The inspectors at this point are changed every 15 minutes. After inspection the shingles are bundled and stored in the warehouse for the balance of a total seasoning period of 28 days, after which time they may be shipped.

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THE HOMOGENOUS (NORTON) METHOD OR "DRY PROCESS."

A weighed amount of cement is thoroughly dry mixed with a weighted amount of asbestos fiber and then fed onto a conveyor belt where it is spread evenly on the belt. Water is added to this dry mix on the belt and the resulting paste is compressed by pressure rolls and surface pigment added. The resulting sheet is cut into shingle blanks by rotating knives and rolled again. The blanks are removed from the conveyor and stacked between steel plates and bakelite forms and pressed hydraulically under heavy pressure. From this point on the sequence of manufacture is similar to that described above under the Laminated Method.

PRODUCT CONTROL. The laboratory selects and measures one pressed shingle each half hour for thickness. The measurement is taken by pocket calipers and results are recorded on a daily manufacturing test sheet. These tests are made to determine if the shingle falls within the minimum and maximum thickness limits established for the various types of shingles. Every two hours a shingle blank is taken from each machine after pressing. These blanks are identified on the back as to the shift, time taken, date and machine number. These samples are kept under a damp flat and later cut to sample size and delivered to the laboratory. After seven days curing under damp felt, the samples are measured, weighed and tested for strength in a flexural testing machine. If these samples do not meet laboratory requirements, the lot from which the samples were selected is so marked and set aside for 28 days when it is again tested to meet the requirements for the product at age of 28 days. If it fails to meet such requirements, the entire lot is rejected and not shipped. In addition, two samples per day for each machine are taken from a representative lot of pressed blanks. These samples are marked, stored and cut to sample size and tested after 30 days. The tests made on these samples are to determine the normal weight, bone dry weight, percent of water content, wet weight of the 24 hour immersion, percent water absorption, density, average thickness modulus of rupture and modulus of elasticity. No shipment is made or material released until this final test is completed. Laboratory technicians report below standard conditions so that they may be corrected. A complete record is kept of all test results for future guidance and from these test results charts are prepared which show the daily, monthly and yearly performance of each machine.

TESTS.

The following tests were conducted May 31, 1940 pursuant to Sec. C26-605.0 of the Administrative Building Code at the applicant's plant located at Ambler, Pennsylvania, on test samples prepared in accordance with Section C26-606 and as required by Section C26-607.0 of the Administrative Building Code.

RESULTS OF BRAND TESTS.

Test Specimen No. 1 Representative of K. & M. "Century" Asbestos-Cement Shingles, Nos. 92, 99 and 100. Test specimen consisted of a sample roof deck, 3 ft. wide by 4 ft. high, constructed of solid tongue and groove wood sheathing $\frac{3}{4}$ " thick over which K. & M. Century Asbestos Shingles, No. 92, were applied with an exposure of 8 in. to the weather and two in. head lap. The roof deck was pitched at approximately 45 degrees and brand placed thereon in accordance with the requirements of Section C26-607.0 of the Administrative Building Code. A 16 in. fan was placed 5 ft. from brand and delivered air at velocity of 6 miles per hour, measured 2 ft. from fan, in accordance with the requirements of Paragraph b of Section C26-607.0 of the Administrative Building Code. Brand was ignited and burned until flame ceased in 12 minutes and 30 seconds, and brand was completely consumed in 15 minutes and

10 seconds. The surface area scorched by spread of flame was 7 in. by 11 in. The shingles were not burned or consumed at any point. Deck under shingles was not stained or charred.

Test Specimen No. 2. K & M Century Asbestos Cement Shingle No. 4 (Hexagonal) Method. The test specimen consisted of a sample roof deck, 3 ft. by 4 ft. high, constructed of solid tongue and groove wood sheathing, $\frac{3}{4}$ " thick, over which was applied shingle No. 4, laid 8 in. to the weather, with a 3 in. lap. The test deck was placed at approximately an angle of 45° and the burning brand placed thereon under the requirements of Section C26-607.0, of the Administrative Code. A 16 in. fan was placed 5 ft. from brand and delivered air at a velocity of 6 miles per hour measured 2 ft. from fan. The brand burned for 12 minutes and 30 seconds and was completely consumed in 15 minutes and 10 seconds. The surface area scorched by spread of flame was 7 in. by 11 in.; the surface area was not burned; the shingles were not consumed at any point; the roof deck was not stained or charred underneath the shingles. Shingles showed some hair line cracks on surface and slight color change to elevated temperature.

Test Specimen No. 3. Representative of K & M Century Asbestos Cement Shingles, Nos. 30 and 16. The test specimen consisted of a sample roof deck, 3 ft. wide by 4 ft. long, constructed of solid tongue and groove wood sheathing, $\frac{3}{4}$ in. thick, over which shingle No. 30 was applied with an exposure of 12 in. by 13 in. to the weather, 3 in. head lap and 4 in. side lap. The sample roof deck was placed at an angle of approximately 45° and the burning brand placed thereon, under the requirements of Section C26-607.0 of the Administrative Code. A 16 in. fan was placed 5 ft. from the brand and delivered air at a velocity of 6 miles per hour, measured 2 ft. from fan. The brand burned for 9 minutes and 45 seconds and was totally consumed in 11 minutes and 15 seconds. The surface area scorched by spread of flame was 9 in. by 7 in.; the surface area was not burned. The area of the deck stained and charred under the shingles was 7 in. by 5 in. in area. The depth of charring was $\frac{1}{16}$ in. The shingle upon which the brand was placed showed a 6 in. hair line vertical crack and a $4\frac{1}{2}$ " horizontal hair line crack, and some color changes took place due to the elevated temperature.

Test Specimen No. 4. K & M Century Asbestos Cement Shingle No. 5. A sample roof deck approximately 3 ft. wide by 4 ft. long was constructed of solid tongue and groove wood sheathing, $\frac{3}{4}$ in. thick, over which Century Asbestos Cement Shingle No. 5 was applied with an exposure to the weather of 6-11/16 in. with 2 in. head lap. The deck was placed approximately at an angle of 45° and a 16 in. fan placed 5 in. from the brand delivering air at velocity of 6 miles per hour measured 2 ft. from fan. The burned brand was placed on the deck in accordance with the requirements of Section C26-607.0 of the Administrative Code. The brand burned for 10 minutes and 30 seconds and was totally consumed in 12 minutes and 45 seconds. The surface area scorched by spread of flame was 7 in. by 11 in. The surface area was not burned or consumed at any point. The deck under the shingles was not stained or charred. Slight surface hair line cracks and some color change took place on the shingles under the brand due to elevated temperatures.

Test Specimen No. 5 K. & M. Century Asbestos Cement Shingles, Nos. 57, 58, 59, 60, 75, 76, and 80. A sample roof deck approximately 3 ft. wide by 4 ft. long was constructed of solid tongue and groove sheathing $\frac{3}{4}$ in. thick, over which was applied a 15 lb. asphalt saturated rag felt and then surfaced with No. 57 broad siding shingles laid with an area $10\frac{1}{2}$ in. by 24 in. to the weather, with $1\frac{1}{2}$ in. overlap. The deck was then placed vertically and the burning brand placed thereon under the requirements of Section C26-607.0 of the Ad

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ministrative Code. A 16 in. fan was placed 5 ft. from the brand and delivered air at a velocity of 6 miles per hour when measured 2 ft. from fan. The brand flamed 9 minutes and 30 seconds and was totally consumed in 11 minutes and 45 seconds. The surface area scorched by spread of flame was 13 in. by 13 in. The surface area was not burned or consumed at any point. The deck under the felt was stained for an area of 6 in. by 7 in. The deck was not charred at any point. The felt was not charred or consumed. The surface of the shingles showed a lateral hair line crack $8\frac{1}{2}$ in. long due to elevated temperature employed.

RECOMMENDATIONS

Based on the foregoing data the Committee on Tests recommends that Keasbey and Mattison "Century" Asbestos-Cement Shingles and accessory products as listed herein, be approved for use in New York City under the provisions of Section C-26-191.0,a for use under the requirements of C26-670.0 and C26-540.0 of the Administrative Building Code, provided that each bundle be stamped, tagged or labelled as follows: "Approved for Use in New York City by the Board of Standards and Appeals under Cal. No. 650-40-SM;" that the products shall be continued to be manufactured under the processes and controls above set forth and when made and applied in the specifications and methods as listed herein.

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

and

WHEREAS, this report recommended the approval of this material.

Resolved, that the Board of Standard and Appeals does hereby approve the material known as K & M Century Asbestos-Cement Shingles, on condition that the material be manufactured, used and labelled, stamped or tagged in accordance with above report.

32-41-SM

APPLICANT—Keasbey and Mattison Company, owner.

SUBJECT—Sprayed "Limpet" Asbestos (Acoustical Treatment), approval of.

APPEARANCES—

For Applicant: Harold K. Hays and George G. Parker.

ACTION OF BOARD—Material approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (32-41-SM)

WHEREAS, Keasbey and Mattison Company, owner, filed on January 13, 1941, an application with the Board of Standards and Appeals for approval of the material known as Sprayed "Limpet" Asbestos (acoustical treatment); and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS.

Re: Cal. No. 32-41-SM January 6, 1943.

Subject: Sprayed "Limpet" Asbestos (Acoustical Treatment) Approval of.

The Keasbey and Mattison Company of Ambler, Pennsylvania, filed an application with the Board of Standards and Appeals for approval of their material

known as Sprayed "Limpet" Asbestos for use as an acoustical material, having thermal insulating properties under the mandatory requirements of C26-178.0,b, Administrative Building Code.

Keasbey & Mattison Company's Sprayed "Limpet" Asbestos, as used for acoustical treatments is composed of a blend of suitable long-fibred asbestos of the chrysotile, amosite, or crocidolite varieties, with a very small percentage of binding material. Water is added at the time of application.

Raw Materials.

Asbestos Fibre: Asbestos is the commercial name for a group of minerals having a high degree of cleavage, composed of silicates combined with various metals, and usually refers to hydrous magnesium silicate with varying amounts of water of crystallization. Each carload of asbestos fibre delivered to the plant is inspected for organic material such as bark, roots, sticks, weeds, etc. Also the fibre must be free from rocks, sand, and pieces of iron ore. Samples of incoming asbestos fibre are tested for length of fibre on the Quebec Standard Testing Machine on apparatus conforming to the National Research Council Standard Specifications for the Quebec Standard Testing Machine as approved by the Associate Committee on Asbestos, National Research Council, Canada, and the Quebec Asbestos Producers' Association, issued at Ottawa, May, 1934. Any shipment of fibre that fails to pass the above tests and inspections is rejected and returned to the supplier.

Binding Material.

Less than 3% by weight of Keasbey and Mattison Sprayed "Limpet" Asbestos is a powdered binder. Although it is organic in nature, this binding material is soluble in water and it is not hygroscopic. Rigid laboratory control of incoming shipments of this binding material insures high quality and uniformity.

Manufacturing Process.

The fibrous structure of asbestos exists by reason of a highly developed prismatic cleavage. The first step in fibre preparation is to sub-divide or open up the asbestos fibre delivered from the mines in burlap bagging. In addition to this "opening" process the various types of fibres are intimately blended to reach the desired fluffy degree for proper spraying. The small amount of binding material is intimately admixed with the fibres during this process. The resulting processed mixture is bagged and shipped to distribution points for consumer use.

Based on the many tests performed at the applicant's laboratories on "Limpet" the product is offered for sale based on the calculated chemical analysis, within ranges as follows:

SiO ₂	34-38%
Al ₂ O ₃ + Fe ₂ O ₃	8-13%
CaO	15-19%
MgO	22-28%
Loss	11-15%

Sprayed "Limpet" Asbestos when applied over an asphalt priming coat forms a seamless blanket of soft, fluffy asbestos fibre which sticks tightly to any surface whether wood, metal, masonry or plaster, and whether the surface is straight or curved. The application is made by means of a K and M spray machine, developed by the applicant and leased to approved applicators. A mixed material is sprayed from this machine through the nozzle in a dry and well opened state. While in mid-air a fine misty water spray mixes with it which makes the fibres stick tightly as they come to rest on the surface. The application is continued until the desired thickness from $\frac{1}{2}$ " upwards is reached. A finish is then given to the surface by pressing and rolling it with a wooden or cork float and an aluminum roller.

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TESTS.

Tests for the sound absorption of "Limpet" were made at the National Bureau of Standards, File VI-2/Tn-91789, on samples of Sprayed "Limpet" Asbestos in their reverberation chamber, with results as follows:

No. 1— $\frac{3}{4}$ " on metal lath, $\frac{5}{8}$ " air space back of metal lath, spray painted 10 coats.

No. 2— $\frac{3}{4}$ " on solid back, unpainted.

No. 3— $\frac{3}{4}$ " on solid back, spray painted 2 coats.

No. 4— $\frac{1}{2}$ " on metal lath, $\frac{5}{8}$ " air space back of metal lath, spray painted 2 coats.

The results of the measurements are as follows:

Frequency (cycles per second)	Coefficient of Sound Absorption for Samples:				
	No. 1	No. 2	No. 3	No. 4	No. 5
128	0.48	0.08	0.09	0.25	0.27
256	.91	.19	.23	.78	.75
512	.91	.70	.67	.97	.90
1024	.86	.89	.90	.81	.75
2048	.87	.95	.93	.82	.80
4096	.87	.85	.87	.85	.88
	.90	.70	.70	.85	.80

The following amounts of asbestos fiber were used for each sample of 72 square feet.

Sample Number	Pounds of Fiber for 72 square feet
1	29.5
2	20.5
4	15.0

Additional tests were made at the Bureau of Standards, File VI-2/Tn-91788, on Sprayed "Limpet" Asbestos in their reverberation chamber, with results as follows:

No. 1— $\frac{3}{4}$ " on metal lath, $\frac{5}{8}$ " air space back of metal lath, unpainted.

No. 2—Same as No. 1 except spray painted 2 coats

No. 3— $1\frac{1}{2}$ " on solid back, unpainted.

No. 4—Same as No. 3, except spray painted 2 coats.

The results of the measurements are as follows:

Frequency, (Cycles per Second)	Coefficient of Sound Absorption for Samples			
	No. 1	No. 2	No. 3	No. 4
128	0.41	0.49	0.16	0.16
256	.88	.90	.59	.62
512	.90	.93	.98	.94
1024	.88	.86	.98	.98
2048	.91	.81	.97	.94
4096	.81	.82	.90	.94
Noise Coefficient	.90	.90	.90	.85

The following amounts of asbestos fiber were used for each sample of 72 sq. ft.

Sample No.	Pounds of Fiber for 72 square feet
1	29.5
3	33.

Certified tests offered by the applicant as to the heat conductivity of "Limpet", made in their laboratories, gives values as follows:

Mean Temperature	Thermal Conductivity B.T.U. per sq. ft. per hour for 1" thickness & 10° F Temp. Difference
75° F	.31
100	.33
150	.36
225	.41

An application of "Limpet" was pulled away from a surface 4" sq. by a pull of 13.8 lbs., the break occurring within "Limpet" itself with no separation of

the "Limpet" from the surface to which it had been applied.

The foregoing value would be equivalent to a bonding strength at 124 lbs. per sq. ft.

Tensile tests were also made on a coating of "Limpet" 1" thick and 12" square, wherein a pull of 81.2 lbs. was required to separate it.

A test to evaluate the combustibility of "Limpet" was performed at Columbia University, Report No. 2472 with details and results as follows:

Description of Test Assembly

The test assembly consisted of a 36" x 36" x $\frac{1}{2}$ " section of asbestos board to one face of which the Limpet Sprayed Asbestos was applied. The thickness of asbestos was $\frac{1}{2}$ ". The test panel was marked "S.C. — D.B., 2-24-38."

Method of Test

The test panel was suspended in a horizontal position over an air-gas burner having a $\frac{3}{4}$ " diameter nozzle, with the underside (ceiling side) of the panel at a distance of $28\frac{3}{4}$ " from the nozzle. The air-gas burner was adjusted to burn with a semi-luminous flame, impinging on the asbestos coated surface. The temperature was raised in accordance with the A.S.T.M. standard time-temperature curve, but with the time intervals halved so as to reach 1700° F. in thirty minutes. The temperature was then maintained at 1700° F. for an additional ten minutes, making the total time of fire exposure forty minutes. The temperature of the flame was measured by means of an iron-constantin thermocouple placed $\frac{1}{2}$ " below the asbestos surface in the center of the flame.

Results of Test

The results of the test are contained in the following log of test:

LOG OF FIRE TEST MADE UPON "LIMPET" SURAYED ASBESTOS CEILING ASSEMBLY.

Duration of Fire Mins.	Temperature of flame, °F	Remarks
0	—	0 Mins. Room temperature = 78° F.
2	950	
4	1185	
6	1250	
8	1400	
10	1470	
12	1520	
14	1520	
16	1550	
18	1570	
20	1615	
22	1640	
24	1635	
26	1680	
28	1660	
30	1710	30 Mins.—No smoke or fumes
35	1715	
40	1705	40 Mins.—Test stopped. No flame or glow visible at end of test. No flames, smoke or fumes were observed at any time during the test.

From the foregoing tests it is apparent that the slight amount of added organic binder does not render the material combustible.

RECOMMENDATIONS.

On the basis of the foregoing data, the Committee on Tests recommends that Sprayed "Limpet" Asbestos as manufactured by the Keasbey and Mattison Com-

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pany, Ambler, Pennsylvania, be approved as an acoustical and thermal material for use over straight and curved surfaces of appropriate backing materials as hereinbefore listed under the provisions of C-26-191.0.a provided that the material is manufactured, mixed and applied as described herein, using the special equipment designed for this purpose by the applicant; the work to be done by applicators approved by them.

It is further recommended that each package or container of this material be stamped, tagged or labelled reading as follows: "Approved for use in New York City by the Board of Standards and Appeals under Cal. No. 32-41-SM."

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

nd

WHEREAS, this report recommended the approval of this material.

Resolved, that the Board of Standards and Appeals does hereby approve the material known as Sprayed "Limpet" asbestos (acoustical treatment), on condition that the material be manufactured, mixed, applied and labelled, stamped and tagged in accordance with above report.

11-41-SM

APPLICANT—Limestone Products Corporation of America, owner.

SUBJECT—Lime Crest (Masons Hydrated Lime), approval of.

APPEARANCES—

For Applicant: George R. Dunham.

ACTION OF BOARD—Material approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (711-41-SM)

WHEREAS, Limestone Products Corporation of America, owner, filed on August 4, 1941, an application with the Board of Standards and Appeals for approval of the material known as Lime Crest (Masons Hydrated Lime); and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS.

Re: Cal. No. 711-41-SM January 6, 1943.

Subject: Lime Crest (Masons Hydrated Lime), Approval of.

The Limestone Products Corporation of America located at Newton, New Jersey, filed an application with the Board of Standards and Appeals for the approval of their material as listed above under the mandatory requirements of C26-178.0b for use as a hydrated lime under the requirements of C26-312.0b and C26-313.0 of the Administrative Building Code.

The Limestone Products Corporation of America has a 99 year lease, dated 1919, and there is ample stone to last for this period. The deposit is operated as an open quarry with the faces running up to 70 feet in height. There is an abundance of stone available below the present quarry floor of high quality and will be used at some future time. Generally, the stone is high calcium with a small percentage of magnesium carbonate present.

The various faces are well drilled and shot. Secondary drilling is done with Ingersoll Jackhammer machines. Samples are taken every 10 feet from the well drill tailings and a complete chemical analysis is made of these samples. The stone is loaded into trucks by a Marion Electric Shovel—transported to the primary crusher where it is broken down. At this point, the crusher attendants pick out objectionable pieces. The stone is then elevated and screened. The over sizes are rejected, the coarser sizes are directed over picking belts and thence to the secondary crushers and vibrating screens for final sizing for the burning operation. Men are stationed along the picking belts who cull out all objectionable stone that can be detected. The stone is carefully sized in the final screening operation, samples are taken every ½ hour for chemical analysis.

The stone is converted into Oxide in rotary kilns. The burned lime is sampled every 10 minutes by the operator who checks the CO₂ visually by using HCL (Technical Acid). He keeps a composite sample in a sealed container and the laboratory checks the actual CO₂. These samples are then combined and a complete chemical analysis is made of the burned lime. The Oxide is directed through rotary coolers to steel storage bins and is then ready for hydration.

The Oxide is then hydrated continually through a patented system. Oxide is continually weighed—the water is pre-determined and regulated. The oxide and water follow through the system. The crude hydrate is then directed through a series of air separators which pick off the finished Hydrate. The tailings from the last separator in the system contain practically all foreign material and these are cleaned by means of special equipment. Here the good hydrate is automatically retained in the system and the objectionable materials are directed to the final reject storage pile. Samples of the final rejects and the finished hydrate are taken every ½ hour, and the rejects are checked for Ca (OH)₂. A complete chemical analysis, and physical analysis including plasticity test is made of the finished hydrate. The finished hydrate is then directed to the packing machine bins where it is packed in paper bags of 50 lbs. each and stored until shipped.

This plant was inspected by the Committee on Tests who selected samples of the limestone and of the hydrated lime which was shipped to Cornell University for tests, results of which are as follows:

TEST OF LIMESTONE

A sample of stone received was thoroughly pulverized in a ball mill and then analyzed in accordance with the procedure outlined in ASTM C25-29 with results as follows:

	Per cent
Silicon dioxide	3.87
Iron oxide	0.18
Aluminum oxide	0.89
Calcium oxide	51.95
Magnesium oxide	1.66
Total sulfur	0.06
Sulfur trioxide	0.02
Phosphorous pentoxide	0.02
Carbon dioxide	41.20
Water at 120°C.....	0.15
Silicon dioxide and insoluble	4.58
Insoluble matter	0.71
Loss on ignition	41.49

TEST OF LIME CREST (MASONS HYDRATED LIME):

The samples submitted were subjected to a chemical analysis made in accordance with ASTM C6-31, ASTM C141-38T, Fed. Spec. SSL-351 Type M and SS-C-181b and gave the following experimental and calculated results:

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EXPERIMENTAL RESULTS

	Test Results Per Cent	SS-L-351 Type M	ASTM C6-31
Moisture	0.53		
Volatile matter including moisture	24.53		
Silicon dioxide	1.33		
Iron and Aluminum oxides	0.57		
Calcium oxide	69.63		
Magnesium oxide	3.86		
Carbon dioxide	1.60	5.0 max.	5.0 max.
Soluble alkali (sodium oxide)	0.0046		

CALCULATED RESULTS.

Combined water and Carbon dioxide	24.00		
Combined water	22.40		
Calcium as calcium carbonate	2.04		
Hydrated calcium oxide...	67.59		
Hydrated magnesium oxide	1.52		
Free magnesium oxide....	2.34		
Combined calcium and magnesium oxides on non-volatile basis	97.38	95.0 min.	95.0 max.

METHOD OF ADDITIONAL TESTS AND RESULTS.

I. *Fineness*, ASTM C6-31 and C110-38T; Federal SS-L-351 Type M.

	Test Results	SS-L-351 Type M	ASTM C6-31
Total retained on No. 30 sieve	trace	0.5 max.	0.5 max.
Total retained on No. 200 sieve.....	11.2%	15.0 max.	15.0 max.

II. *Soundness*, same specifications.

No cracks, pops or other defects—Sound.

III. *Compressive Strength of Mortars*, Fed Spec. SS-C-181b.

Proportion, 1:1:6 by weight.

Amount of water 19.75% by weight of total dry weight.

Flow..... 104

3-day strength 299 p.s.i. Average of 4 tests.

7-day strength 540 p.s.i. Average of 8 tests.

28-day strength 814 p.s.i. Average of 8 tests.

Note: Proportioning by weight gives lower results than proportioning by volume.

IV. *Water Retention 1:1:6 Mortar*.

	Flow Number Before Suction	Flow Number After Suction	Per Cent	SS-C-181b
1st test	100	72.5	72.5	65.0% min.
2nd test	100	81.0	81.0	

V. *Water Repellency 1:1:6 Mortar*.

Percent absorption 1 hr..... 13.3

Percent absorption 24 hrs.... 14.7

Ratio 1 hr. to 24 hrs..... 0.905 .90 max.

Further test data was submitted by the applicant as follows:

Compression strength tests performed at the Robert W. Hunt Laboratories, File No. 10654-1 gives values of compression tests using 2" cubes of hydrated lime with a good building sand with results as follows:

COMPRESSION STRENGTH LBS. PER SQ. IN. 2" CUBES.

1 pt. Hydrated Lime, 3 pts. Sand

	7 days	28 days
	209	1985
	171	2067
	179	2095
Av.	186	2052

1 pt. Hydrated Lime, 4 pts. Sand

	7 days	28 days
	157	1872
	140	1792
	171	1792
Av.	156	1819

Tests made at the Pittsburgh Testing Laboratory file No. 11701.35 for increase in volume between the dry volume based on 50 lbs. p.c.f. and the volume normal consistency with results as follows:

Sample	Dry Weight grams	Dry Volume* c.c.	Volume at Normal Consistency, c.c.	Increase in Volume Percent
5357	300	375	375	0
5358	300	375	375	0
5359	300	375	345	— 8.0%
5360	300	375	375	0
5441	300	375	396	+ 6.9%

*Based on 50 lbs./cu. ft.

Plasticity figures certified to by the applicant's chemist give a range of 222 to 347 in the 1942 tests.

RECOMMENDATIONS.

On the basis of the foregoing data, the Committee on Tests recommends that the material of the Lime stone Products Corporation of America known as Lime Crest (Masons Hydrated Lime) be approved for use in New York City under C26-191.0 for use under the requirements of C26-312.0b and C26-313.0 of the Administrative Building Code when manufactured under the specifications contained herein and provided that monthly mill test reports certified by the applicant's chemist be filed with this Board on material proposed to be shipped into this area.

It is further recommended that each bag or barrel containing this material be packed, labelled or marked as follows: "Approved for use in New York City by the Board of Standards and Appeals when used in accordance with the requirements of the approval granted under Cal. No. 711-41-SM."

HYDRATED LIME FOR MASONRY MORTAR

1. As this is already slaked, put required amount of water in the water-tight box; add hydrated lime, spreading the lime in the box until it appears above the surface of the water; then spread evenly sufficient quantity of dry lime over the entire surface to absorb excess water, continuing until a medium consistency putty is obtained.

2. Allow to stand for at least 24 hours to develop plasticity, protecting from frost and covering to prevent drying out.

The Board reserves the right to test these materials from time to time.

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests

and

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WHEREAS, this report recommended the approval of this material.

Resolved, that the Board of Standards and Appeals does hereby approve the material known as Lime Crest (Masons Hydrated Lime), on condition that the material be

manufactured, used and labelled, stamped or tagged in accordance with the above report.

Adjourned: 4:20 P.M.

JOSEPH J. DOYLE, Chief Clerk.

RULES

Fire Drill Rules, Adopted By the Board of Standards and Appeals, October 5, 1923

(593-23-SR)

DEFINITION OF "FIRE DRILL."

The method and practice of the systematic and orderly evacuating of a building by its occupants in case of emergency, panic or fire in the least possible time—by the nearest safe means of exit—and the use of fire appliances which shall be provided for the extinguishing or retarding of fire and the safeguarding of human life.

Rule 1.

In all buildings as defined in Article 1, Section 10 of the Labor Law in which fire drills are required pursuant to section 279 thereof and in any other building in which such drills are required by the Fire Commissioner pursuant to the power conferred in section 491 of the New York City Charter, it shall be the duty of the owners, lessees or tenants to conduct fire drills monthly and at such other times as the Fire Commissioner may direct.

For the purpose of conducting such fire drills the owner or tenant shall appoint from among their employees such responsible and dependable persons, male or female, who shall efficiently perform the duties of the various positions of the fire drill organization, as specified on the accompanying chart.

It shall be the duty of the owner or tenant to enter in the blank spaces provided for that purpose in said chart the names of persons so selected and post said chart and copies of the rules in a conspicuous place.

FIRE DRILL ORGANIZATION

Remises
Name of concern
Building No.....Story.....

FOREMAN OR PERSON IN CHARGE

Regular Substitute

WATCHMAN

.....
.....

MALE SEARCHER

.....

FEMALE SEARCHER

.....

STREET ALARM BOX RUNNER

.....

FIRE BRIGADE

.....

.....

.....

EXIT GUARDS

..... Exit.....
..... "
..... "
..... "
..... "
..... "

SQUAD MONITORS

..... Squad No. 1.....
..... " " 2.....
..... " " 3.....
..... " " 4.....
..... " " 5.....
..... " " 6.....

Rule 2. Duties of Foreman.

The Foreman or Person in Charge shall direct, enforce and have full charge of the "Fire Drill" in every factory on each floor. Each day before work is begun he shall see that extinguishers, fire hose, fire buckets, etc., are in readiness for use, exit doors are unlocked, aisles are free from obstruction, that stairways, halls, etc., are properly lighted, and shall remedy any dangerous condition found to exit. Immediately after work is commenced he shall check up the Fire Drill Organization list and note if the regularly assigned persons are present; if any are found to be absent, he shall assign other employees (if practicable) to perform their duties.

He shall immediately notify new employees of the existence of the Fire Drill Organization and give them the necessary instructions as to the duties they are to perform, etc.

He shall be familiar with the operation and location of the interior alarm signal box on his floor.

He shall listen for the test signal each morning at the appointed hour and in the event of the test signal not being heard he shall communicate with the superintendent or other person in charge of the building and advise him of the fact. The (Floor Captains) Foreman's orders are final as to the carrying out of the fire drill on his particular floor.

Rule 3. Duties of Watchmen.

The WATCHMEN shall see that all doors and windows are closed so as to prevent the spread of fire. The WATCHMEN shall be the only persons permitted to remain on the floor during the progress of a fire drill and do so at their own risk. For ordinary purposes only one watchman and a substitute shall be designated. In special cases, however, extra watchmen may be assigned by consent in writing from Fire Commissioner.

RULES

Rule 4. Duties of Searchers.

The MALE AND FEMALE SEARCHERS shall search all toilets, dressing rooms and emergency rooms used and frequented by their sex and all other portions of the floor and order all persons, except those authorized to remain, to leave the premises. They are to take care of and assist all persons who may faint or be disabled.

SEARCHERS shall leave the floor immediately after the last squad leaves.

Rule 5. Duties of Street Alarm Box Runner.

The STREET-ALARM-BOX-RUNNER shall be familiar with the location of the nearest city fire alarm box and know how it is operated.

In ordinary practice fire drills the STREET-ALARM-BOX-RUNNER shall report to the Foreman for orders, and if his services are not required he shall promptly file out of the premises with the other occupants.

Only when a fire actually occurs on his floor, or when ordered to do so by the Foreman, shall the STREET-ALARM-BOX-RUNNER proceed to the street alarm box and send in the fire alarm.

Rule 6. Duties of Fire Brigade.

The fire brigade shall have full charge of the operation of all auxiliary fire fighting apparatus and shall endeavor to extinguish, or at least hold in check until the arrival of the fire department, any fire that may occur. When it is necessary for the fire brigade to respond to different floors in the building they shall not use the stairways or fire escapes while the occupants are escaping from the premises.

Rule 7. Duties of Exit Guards.

The EXIT GUARDS shall station themselves at all exit doors leading to fire escapes, stairways and other means of escape immediately upon the sounding of the alarm. There shall be two guards for each exit, if practicable; one to stand in the hallway holding back the door and the other directly inside on the floor. They are to keep the exit doors open and direct the movements of the persons using these exits and prevent congestion.

EXIT GUARDS shall remain at their stations until all of the occupants of the building have passed their station. Then close their doors and pass out of the building. Upon signal for the occupants to return, EXIT GUARDS shall take their designated stations and remain there until all persons have returned to their respective floors.

Rule 8. Duties of Squad Monitors.

The SQUAD MONITORS, as soon as the alarm is sounded, shall see that the employees under their charge quickly form into line, two abreast, and numbering not more than thirty to each squad. They shall see that all aisles and passageways are cleared of obstructions.

Note: Chairs, stools, baskets, etc., should be pushed under or placed on top of work benches.

MONITORS shall proceed at the head of their respective squads to the exit assigned, and then march up or down the stairs or to other exits as directed by the EXIT GUARDS.

On reaching the sidewalk MONITORS shall keep their squads in order and lead them a reasonable distance from the building, so as not to cause congestion and interference with fire apparatus. When the proper signal is given they shall return to their respective floors at head of their squads.

MONITORS will at all times see that those under their charge conduct themselves in a respectable and orderly manner.

Rule 9. Holding of Drills.

FIRE DRILLS shall be held at least once each month at varied hours of the day, and all of the occupants shall participate therein simultaneously. Such drills shall conduct all occupants to a place of safety.

Where dual operation interior fire alarm systems are installed as permitted under Rule 11 of the interior fire alarm rules of the Board of Standards and Appeals, the fire drill conducted each month shall include all of the persons on the premises engaged at work for a factory and drills shall be conducted at least twice each year in which all of the persons on the premises shall participate simultaneously.

Rule 10. Duties of Owner.

It shall be the duty of the OWNER, LESSEE OR TENANT OF THE BUILDING or his authorized agent or their representatives to personally observe that a "Fire Drill" is held simultaneously on every floor of the building and the participation therein of every occupant of such building. Any FIRE DRILL in which all of the occupants do not participate shall not be considered as complying with the LAW, except as otherwise provided in these rules.

The person or persons representing the OWNER, LESSEE OR TENANT, who supervises the FIRE DRILL at the building shall submit to an examination by the Division of Fire Prevention as to their experience and general fitness for such duties, and shall be so certified in writing by the FIRE COMMISSIONER.

Rule 11. Duties of Engineer.

It shall be the duty of the ENGINEER, SUPERINTENDENT or other PERSON IN CHARGE of a building having an interior fire alarm system to test such system daily immediately after the beginning of business, and see that all apparatus operated by springs requiring winding are rewound after each alarm and kept in normal condition for operation.

Whenever it is necessary to test the fire alarm system at any other time of the day, owing to repairs, etc., be made, the PERSON IN CHARGE OF BUILDING shall first notify all Foremen of the several floors of the building of the intended test and likewise notify them when the repairs are completed. This precaution is taken to prevent confusion and excitement, also misunderstanding of the alarm signals.

It shall also be the duty of the PERSON IN CHARGE OF BUILDING to sound the interior alarm system at irregular intervals, but not less than once each calendar month, for the purpose of holding practice fire drills. The PERSON IN CHARGE shall keep on the premises a record of such drills showing the date when held and the required time for all occupants to reach the street or a point of safety outside the building.

The PERSON IN CHARGE OF BUILDING shall immediately acquaint new tenants of the existence of the "Fire Drill" Organization and its purport.

Rule 12. Registration.

The name and address of every person, corporation, partnership, that will, under professional service, conduct on the trade, business or calling of establishing, maintaining or supervising the "Fire Drill" shall be registered in the Fire Department, which Department shall, upon evidence of fitness, grant a certificate to that effect.

BULLETIN

OF THE

BOARD OF STANDARDS AND APPEALS

CITY OF NEW YORK

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FEB 11 1943

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No. 5

DIRECTORY

BOARD OF STANDARDS AND APPEALS

HARRIS H. MURDOCK, Chairman

BERNARD A. SAVAGE

CHARLES M. BLUM

CHIEF JOHN E. GUNN

JOSEPH J. DOYLE, *Chief Clerk*

OFFICE—Municipal Building, Rooms 1000 to 1018.

TELEPHONE—WOrth 2-5600.

OFFICE HOURS FOR PUBLIC—9 a. m. to 4 p. m.

Saturdays 9 a. m. to 12 noon.

Address all communications to the Chairman

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All hearings are held in Room 1013, Municipal Building, Borough of Manhattan.

HOURS OF CONSULTATION

10 A. M. to 1 P. M.

Any person desiring to consult the chairman or the engineers, pertaining to the work of the board, will be seen only between the hours of ten in the morning and one in the afternoon—Saturdays excepted.

NOTICE TO APPELLANTS AND APPLICANTS

No appeal or application will be entertained in connection with which court proceedings are pending or in progress, unless exception is granted by the chairman, nor accepted which is not filed within thirty days from the date of the action of the Administrative Official.

Any communication purporting to be an appeal or application shall be regarded as a mere notice of intention to seek relief until it is filed on the form required by the rules of this board.

Upon receipt of any such communication the writer will be supplied with the official forms for presenting his appeal or application.

At the time of filing an appeal or application, the appellant or applicant shall forward a signed notice of appeal addressed to the administrative official (either commissioner of buildings or fire commissioner) and file with this board a duplicate of said notice.

Appellants and applicants are advised that their plans must indicate the points of the compass so as to establish the true location and position of the property, the subject of the appeal or application.

Appeals and applications will be simplified and disposition of same expedited by conforming to these directions

HARRIS H. MURDOCK, *Chairman*.

CALENDAR

DOCKET

New Cases Filed up to January 26, 1943.

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34-43-A—H.B.B.—160 Scott avenue, southeast corner of Scholes street (Block 2972, Lots 1 and 25), Borough of Brooklyn, N.B. 305-42 and P.D. 3725-42.

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37-43-S—F.D.—132-138 Lafayette street and 17 Howard street, southwest corner (Block 209, Lot 19); (11th floor), Borough of Manhattan, Decision.

38-43-BZ—H.B.Q.—196-49 44th avenue, north side, 119.17 ft. west of Francis Lewis boulevard and 196-50 Northern boulevard (Block 5520, Lot 25), Flushing, Borough of Queens, Misc. 5082-42.

39-43-SM—Firepel (for flameproofing Fabrics), manufactured by Albi Chemical Corp., Material.

40-43-SM—Firepel "S" (for surface treatment of Wood, etc.), manufactured by Albi Chemical Corp., Material.

41-43-A—F.D.—142-164 Cherry street, 24-42 Monroe street and 57-77 Market street, west side, entire block (Block 253, Lots 15-47, and part of Lots 77 and 19-94), Borough of Manhattan, Decision.

42-43-A—H.B.Q.—149-19 Union turnpike, northwest corner of 150th street (Block 6691, Lot 81), Flushing, Borough of Queens, N.B. 16-43.

43-43-A—H.B.M.—121-127 West 46th street, north side, 275 ft. west of Sixth avenue (Block 999, Lot 19), Borough of Manhattan, B.N. 3697-40.

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13-33-BZ—H.B.B.—120 Kings Highway and 1652 Stillwell avenue, southwest corner (Block 6253, Lot 29), Borough of Brooklyn, B.N. 3236-42.

544-37-BZ—H.B.Q.—28-08 25th (Hoyt) avenue, 28-29 Astoria boulevard and west side of 29th street from 25th avenue to Astoria boulevard (Block 839, Lot 1), Astoria, Borough of Queens, Misc. 6034-42.

655-41-BZ—H.B.Q.—224 Beach 99th street, east side, 120 ft. north of Rockaway Beach boulevard (Block 583, Lot 1 and part of Lot 23), Rockaway Beach, Borough of Queens, M-9036-41.

DESIGNATIONS: H.B.—Department of Housing and Buildings; H.B.B.—Department of Housing and Buildings, Brooklyn; H.B.M.—Department of Housing and Buildings, Manhattan; H.B.Q.—Department of Housing and Buildings, Queens; H.B.R.—Department of Housing and Buildings, Richmond; H.B.Bx.—Department of Housing and Buildings, Bronx; H.D.—Health Department, and F.D.—Fire Department.

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Carbon Dioxide Liquefier, Rules	Mar. 10, 1942—Vol. 27, No. 10	
Certificates of Occupancy, approved form	Nov. 25, 1941—Vol. 26, No. 47	
Concrete Flat Slabs, Rules	July 13, 1937—Vol. 22, No. 28	
Concrete Masonry Units, Rules for Manufacture, Testing and Use of	June 24, 1941—Vol. 26, No. 29	
Concrete Rules (Hydrated Lime)	Aug. 3, 1937—Vol. 22, No. 31	
Elevator Rules	Mar. 3, 1936—Vol. 21, No. 9	
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Fire Drill Rules	Jan. 26, 1943—Vol. 28, No. 1	
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Fuel Oil Burners for Domestic and Commercial Use	Nov. 25, 1941—Vol. 26, No. 47	
Fuel Oil Pipe Terminals	Nov. 25, 1941—Vol. 26, No. 47	
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Gas Heaters	Nov. 25, 1941—Vol. 26, No. 47	
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Vacuum Breakers	Nov. 10, 1942—Vol. 27, No. 45	

FEBRUARY 2, 1943, 10 A. M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolutions, *Tuesday morning, February 2, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

87-42-BZ—Application of AAA Properties, Incorporated, applicant and owner, reopened December 8, 1942 by order of the court—re Application, previously denied by the Board, under section 7h of the zoning resolution, to permit

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partly in a business use and partly in an unrestricted use district, for a temporary period of not more than two (2) years, the parking and storage of more than five (5) motor vehicles; premises 3856-3872 Ninth avenue, west side, between West 206th and West 207th streets (Block No. 2203, Lot No. 21), Borough of Manhattan.

203-41-BZ—Application, March 10, 1941, under sections 7c and 21 of the zoning resolution of Herman Kron, applicant, on behalf of Rosebeck Holding Corporation, owner, to permit in a residence use district, the conversion of occupancy of part of an existing public garage to retail stores; premises 1526 Grand Concourse, east side, 377.44 ft. south of Mt. Eden avenue and 1541 Sheridan avenue (Block No. 2821, Lot Nos. 11 and 65), Borough of The Bronx.

336-42-BZ—Application, November 30, 1942, under section 7h of the zoning resolution, of Harry Yahr, applicant and lessee, on behalf of The Gerry Estates, Incorporated, owner, to permit in a retail-1 use district, for a term of two years, the parking of more than five motor vehicles; premises 108-112 West 41st street, south side, 125 ft. west of Sixth avenue (Block 993, Lot 38), Borough of Manhattan.

788-42-BZ—Application, November 10, 1942, under section 7e of the zoning resolution, of Frank C. Keller, applicant, on behalf of John Laronga, owner, to permit in a business use district, for a term of two years, the use of the premises as a coal yard; premises 43-01 104th street and 104-02 43rd avenue, southeast corner (Block 1987, Lot 75), Corona, Borough of Queens.

1085-41-BZ—Application, December 16, 1941; dismissed for lack of prosecution April 14, 1942; reopened and restored to calendar, January 12, 1943, under section 21 of the zoning resolution, of Jack Z. Cohen, applicant, on behalf of Benjamin Gertner, owner, to permit in a business use district, the conversion of occupancy of a building to use for the storage or baling of junk, paper and rags; premises 1463 Crotona place, west side, 85 ft. north of St. Paul's place (Block 2927, Lot 30), Borough of The Bronx.

1087-41-BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kiesewetter, applicant, on behalf of The Texas Company, owner, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station; premises 736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn.

Appeal from Administrative Decision.

92-42-A—796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn, Misc. 8575-41.

HARRIS H. MURDOCK, *Chairman.*

FEBRUARY 2, 1943, 2 P. M.

Appeals from Administrative Decisions.

58-42-A—316 South 5th street, south side, 80 ft. west of Rodney street (Block No. 2461, Lot No. 12), Borough of Brooklyn.

55-42-A—205-215 East 42nd street, north side, 80 ft. east of Third avenue and 204-210 East 43rd street (Block 316, Lot 5), Borough of Manhattan.

45-42-A—76-36 137th street, block bounded by Park Drive east, 73rd terrace, 136th street, 137th street and 77th avenue (Block 6585, Lot 2), Flushing, Borough of Queens.

4-43-A—361 Stagg street and 195 Morgan avenue, northwest corner (Block 3029, Lot 65), Borough of Brooklyn.

Appliance and Materials for Approval.

239-41-SA—Wheeco Flameotrol (Safety System for Oil Burners).

273-41-SM—Chamberlin Safety Detention Screen.

790-42-SM—Rocklath and Diamond Liner (Gypsum Lath) Plasterboard.

FEBRUARY 9, 1943, 10 A.M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolutions, *Tuesday morning, February 9, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

45-42-BZ—Application, January 20, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Samuel Schenkel, owner, to permit in a business use district, the alteration of and also the erection of a new accessory building on an existing gasoline service station; premises 4313-4323 Fourth avenue and 401-405 44th street, northeast corner (Block No. 729, Lot No. 1), Borough of Brooklyn.

743-42-BZ—Application, October 19, 1942, under section 7f of the zoning resolution, of Sidney H. Kitzler, applicant, on behalf of Estate of D. J. Leary (Arthur Leary, Executor) and John Teague, owners, (John Teague, lessee), to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 51-59 Maujer street and 451-457 Lorimer street, northwest corner (Block No. 2785, Lot Nos. 32, 35 and 36), Borough of Brooklyn.

1261-39-BZ—Application of Lama and Proskauer, applicants, on behalf of Gulf Oil Corporation, owner, reopened May 26, 1942, under section 7c of the zoning resolution, to permit partly in a business use and partly in a residence use district, the parking and storage of more than five (5) motor vehicles upon a plot occupied as a gasoline service station (previously withdrawn); premises 2701-2711 Fort Hamilton parkway and 1358-1368 Prospect avenue, northwest corner (Block No. 5284, Lot No. 64), Borough of Brooklyn.

514-42-BZ—Application, June 27, 1942, under sections 7f, 7h and 21 of the zoning resolution, of Arthur H. Haaren, applicant, on behalf of Pennsylvania Railroad Company, owner (Kesbec, Incorporated, lessee), to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 39-11 to 39-33 Skillman avenue, north side, 100 ft. east of 39th street (Block No. 183, part of Lot No. 1), Long Island City, Borough of Queens.

669-42-BZ—Application, September 11, 1942, under sections 7f and 21 of the zoning resolution, of Wing Holding Corporation, applicant and owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 40-11 Skillman avenue, north side, 545.51 ft. west of 43rd street (Block No. 183, Lot No. 290), Long Island City, Borough of Queens.

34-35-BZ—Application of Irving M. Fenichel, applicant, on behalf of Ken-Isle, Inc., owner, reopened January 26, 1943, for consideration as to amendment of resolution—re Application, previously granted on condition, under section 7a of the zoning resolution, permitting on a plot of ground, located in a business use and residence use district, on which is located a dry cleaning and dyeing establishment, the erection of an extension to the dry cleaning and dyeing building, a garage for more than five motor vehicles and the erection of an additional dyeing and dry cleaning building and accessory tanks, etc.; premises 18-05 11th avenue (Cross Island boulevard), east side, 800 ft. south of Locke avenue (Block 4729, Lot 46, Block 4732, Lot 9,

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Blocks 4746 and 4747, Lot 1), Whitestone, Borough of Queens.

426-42-BZ—Application, May 25, 1942, under sections 7f and 7h of the zoning resolution, of Nathan Weissberg, applicant, on behalf of Lenore Realty Corporation, owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 695-699 Utica avenue, east side, 50 ft. south of Clarkson avenue (Block No. 4637, Lot No. 44), Borough of Brooklyn.

257-42-BZ—Application, March 27, 1942, under section 21 of the zoning resolution, of Michael A. Cardo, applicant, on behalf of Maria Sciacca, owner, to permit in a business use district, the alteration and conversion of occupancy of a building used as a marble works (previously granted by the Board) to a garage for more than five motor vehicles. The building in question is located on the same street and between the same two intersecting streets, upon which there exists a school; premises 330-332 East 110th street, south side, 250 ft. west of First avenue (Block 1681, Lot 37), Borough of Manhattan.

342-40-BZ—Application of Raymond Irrera, applicant, on behalf of Selvin Realty Company and Mollie Sprecher, owners (Orazio Amaru, lessee), reopened November 10, 1942, under sections 7h and 21 of the zoning resolution, to permit partly in a residence use and partly in a business use district, for a term of two years, the parking and storage of more than five motor vehicles (previously denied); premises 42-02 31st avenue, 31-15 42nd street, southeast corner and east side of 42nd street, 97.5 ft. south of 31st avenue (Block 692, Lots 36, 37, 40 and part of 51), Astoria, Borough of Queens.

625-42-BZ—Application, August 18, 1942, under section 7e of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Victor Cohen and Abraham Cohen, owners, to permit in a residence use district, the conversion of occupancy and use for a period of two years, of part of an existing dwelling, to a business use (tailor shop); premises 1129 Willmohr street, north side, 75 ft. east of East 96th street (Block 4671, Lot 37), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

FEBRUARY 9, 1943, 2 P. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday afternoon, February 9, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:*

589-38-BZ—Application of The Franklin Savings Bank in the City of New York, applicant and owner, reopened January 19, 1943, re consideration as to extension of permit (same having expired by limitation)—re Application, previously granted on condition, under sections 7h and 21 of the zoning resolution, permitting in a retail use district, for a temporary period of two years, the transient parking of more than five motor vehicles; premises 303 West 51st street, north side, 58 ft. 10½ in. west of Eighth avenue (Block 1042, Lot 28½ and part of Lots 29, 30, 30½, 31, 32, 33 3½ and 34), Borough of Manhattan.

Appeals from Administrative Decisions.

722-42-A—2515 Grand Concourse, west side, 106.34 ft. north of East Fordham road (Block No. 3167, Lot No. 76), Borough of The Bronx.

899-42-A—753-759 Seventh avenue and 154-166 West 50th street, southeast corner (Block 1002, Lot 61), Borough of Manhattan.

Appliance and Material for Approval.

40-42-SA—Central Station Signals, Inc. Method for Central Station Fire Alarm and Air Pressure Supervision of Non-Automatic Sprinkler Systems.

278-39-SM—Keasbey and Mattison Company Asbestos Cement Corrugated (Roofing and Siding).

HARRIS H. MURDOCK, *Chairman.*

FEBRUARY 16, 1943, 10 A. M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday morning, February 16, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

382-42-BZ—Application, May 11, 1942, under section 7 of the zoning resolution, of Ervin Palmer, applicant, on behalf of General Baking Company, owner (C Solomo Mayer, lessee), to permit in a residence use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 530-540 East 81st street and 28-34 East End avenue, southwest corner (Block No. 1577, Lot No. 27), Borough of Manhattan.

304-42-BZ—Application, April 13, 1942, under section 7a, 7b, 7c and 7e of the zoning resolution, of Harold I. Zoller, applicant, on behalf of Flushingside Realty & Construction Co., owner (I. B. Kleinert Rubber Co., lessee), to permit partly in a business use and partly in a residence use district, the conversion of occupancy of an existing garage to a factory (manufacture of babies diapers) and the continuance of this use for a term of two years; premises 136-06 31st road and 31-05 Linden place, southeast corner (Block 4409, Lot 24), Flushing, Borough of Queens.

545-42-BZ—Application, June 30, 1942, under section 7 of the zoning resolution, of A. H. Salkowitz, applicant, on behalf of Lubritorium, Inc., owner, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 77-01 Roosevelt avenue, southeast corner of 77th street (Block 1488, Lot 1), Jackson Heights, Borough of Queens.

885-42-BZ—Application, December 17, 1942, under section 7e of the zoning resolution, of Vitale Della Penna, applicant, on behalf of Bessie Levinthim, owner, to permit in a business use district, the conversion of occupancy of an existing building to a milk bottling and distributing station and the use of same for a term of two years; premises 667-669 Hunts Point avenue, west side, 145.30 ft. south of Bryant avenue (Block 2766B, Lot 120), Borough of The Bronx.

HARRIS H. MURDOCK, *Chairman.*

FEBRUARY 16, 1943, 2 P. M.

Appeal from Administrative Decision.

719-42-A—1360-1366 Fifth avenue and 1-3 West 113th street, northwest corner (Block 1597, Lot 33), Borough of Manhattan.

FEBRUARY 24, 1943, 2 P. M.

Appeals from Administrative Decisions.

573-42-A—983 McDonald avenue, east side, 22 ft. south of Webster avenue (Block 5419, part of Lot 8), Borough of Brooklyn.

821-42-A—1540 59th street, south side, 320 ft. east of 15th avenue (Block 5509, Lot 23), Borough of Brooklyn.

664-42-A—1155-1205 Manhattan avenue and 93-99 Commercial street, northwest corner (Building No. 1—5 floor); (Block No. 2472, Lot No. 350), Borough of Brooklyn.

CALENDAR

MARCH 16, 1943, 2 P. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday afternoon, March 16, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:*

17-42-BZ—Application, August 12, 1942, under section 7c of the zoning resolution, of John F. Payne, applicant, on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the erection and maintenance of a new accessory (lubritorium) building on an existing gasoline service station; premises 1979 East 177th street, northwest corner of Pugsley avenue (Block No. 3794, Lot No. 50), Borough of The Bronx.

Appeal from Administrative Decision.

16-42-A—241 West 72nd street, north side, 280 ft. 5½ ft. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman*

MARCH 23, 1943, 10 A. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday morning, March 23, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:*

284-42-BZ—Application, April 7, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of North American Oil Corporation, owner (Matt David, lessee), to permit in a business use district, upon a plot occupied as a gas station and individual garages, the erection and maintenance of a building to be occupied as a garage for more than five (5) motor vehicles, lubritorium, dressing rooms and office and the use of the remainder of the plot as a gasoline service station; premises 1672-1680 86th street, southeast corner of Bay 14th street (Block No. 6365, part of Lot No. 33), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman*

MINUTES

BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

TUESDAY MORNING, JANUARY 26, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

The minutes of the regular meetings of the Board held *Tuesday morning, January 19, 1943, and Tuesday afternoon, January 19, 1943*, were approved as printed in Bulletin No. 4, Volume 28.

ZONING CASES

17-35-BZ

APPLICANT—Irving Fenichel, for Ken-Isle, Inc., owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—re Application (decision of the borough superintendent) under section 7a of the zoning resolution, permitting on a plot of ground located in a business use and residence use district, on which is located a dry cleaning and dyeing establishment, the erection of an extension to the dry cleaning and dyeing building, a garage for more than five motor vehicles and the erection of an additional dyeing and dry cleaning building and accessory tanks, etc.

PREMISES AFFECTED—18-05 11th avenue (Cross Island boulevard), east side, 800 ft. south of Locke avenue (Block 4729, Lot 46; Block 4732, Lot 9; Blocks 4746 and 4747, Lot 1), Whitestone, Borough of Queens.

APPEARANCES—

For Applicant: Irving Fenichel.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and set for hearing February 9, 1943, at 10 A. M.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

730-42-BZ

APPLICANT—Joseph A. Byrne, for Continental Baking Company, owner.

SUBJECT—Application (re decision of the borough superintendent) under section 7c of the zoning resolution, to permit partly in a business use and partly in an unrestricted use district, the alteration and conversion of occupancy of part of an existing building from retail cake salesroom to garage for more than five (5) motor vehicles.

PREMISES AFFECTED—141-155 Middleton street, north side, and 168-178 Lynch street, south side, 200 ft. west of Harrison avenue (Block 2237, Lots 19 and 44), Borough of Brooklyn.

APPEARANCES—

For Applicant: Joseph A. Byrne, Hector Hildebrand and H. G. Hoffman.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (730-42-BZ)

WHEREAS, Joseph A. Byrne, for Continental Baking Company, owner, filed on October 9, 1942, an application under section 7c of the zoning resolution, to permit partly in a business use and partly in an unrestricted use district, the alteration and conversion of occupancy of part of an existing building from retail cake salesroom to garage for more than five (5) motor vehicles; premises 141-155 Middleton street, north side, 200 ft. west of Harrison avenue and 168-178 Lynch street (Block 2237, Lots 19 and 44), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting January 26, 1943 after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Middleton street is in an unrestricted use area district; Lynch street is in a business use district;

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and Harrison avenue and Marcy avenue are in a business and unrestricted use district; and

WHEREAS, the decision of the borough superintendent on Alt. Applic. 273-39, dated September 14, 1943, reads:

"1. Proposed change of occupancy of extension from retail cake salesroom to a garage for more than five motor vehicles is contrary to Art. II, §4(a) subd. 15 of the zoning resolution, as plot is located in a business use district.

and

WHEREAS, the applicant states that the premises consist of an irregular shaped plot having a frontage of 160 ft. on Middleton street, 115 ft. on Lynch street and a depth of 200 ft.; that the southerly half of the plot is in an unrestricted use district and the remainder is in a business use district; that upon the plot there is located a one-story, Class 3 building, having a frontage of 160 ft. on Middleton street and a depth of 160 ft., irregular in area; that the Middleton street portion of the building (160 ft. by 100 ft.) is located in an unrestricted use district and is occupied as a garage for more than five motor vehicles; that the rear portion (114 ft. 10 in. by 60 ft.) is in a business use district and is occupied as a retail cake salesroom and office and that it is proposed to use the rear portion of the building as a garage for more than five motor vehicles in conjunction with the front portion of the building; and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant a variance under section 7, subdivision c, of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the application of the use district regulations of the zoning resolution, and that the application be and it hereby is *granted* under section 7c thereof, to permit the building to be occupied for the storage of more than five (5) motor vehicles in conjunction with the adjoining building, under the same ownership, facing Middleton street, and *granted* only so long as the entire premises are occupied by the Continental Baking Company or their successors in the baking business, for the storage of their own motor vehicles; that the open space along Lynch street for the full width of the premises and for a depth of approximately 40 ft. shall remain unbuilt upon and shall be maintained at all times in a neat and orderly condition; that steel wire fence along the building line of Lynch street shall be retained, including the existing gates, but such openings shall be used for exit purposes for pedestrians only; that any curb cuts for access to the premises from Lynch street shall be restored; that there shall be no openings from such open space for motor vehicles in the rear wall of the building, but there may be maintained a pair of double doors as shown, with a total width of five (5) ft., for exit purposes only; that in the wall between this building and the adjoining garage there may be an opening as shown, provided same is protected with approved required fire door; that the standpipe system in the Middleton street building shall be maintained with extension by piping or hose to cover the addition; that the ceilings throughout the present garage and this building shall be fire-retarded; that such portable fire extinguishers shall be maintained throughout the buildings as the fire commissioner shall direct; that any heating plant shall be separated from the balance of the building by fireproof construction; that no signs shall be erected on the roof or walls of the building or premises within the business use district; that all permits shall be obtained and all work completed within six (6) months from the date of this resolution; that a new certificate of occupancy shall be obtained for the present garage and this addition.

APPEALS FROM ADMINISTRATIVE DECISIONS.

27-43-A

APPLICANT—A. H. Salkowitz, for J. G. H. Realty Corp., owner (Elmhurst Contracting Co., lessee).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—50-40 97th place, northwest corner of Chrystie avenue (Block 1889, Lots 1 and 44), Corona, Borough of Queens.

APPEARANCES—

For Applicant: A. H. Salkowitz.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (27-43-A)

WHEREAS, A. H. Salkowitz, for J. G. H. Realty Corporation, owner (Elmhurst Contracting Company, lessee) filed January 16, 1943, an appeal from a decision of the borough superintendent, affecting premises 50-40 97th place northwest corner Chrystie avenue (Block 1889, Lots 1 and 44), Corona, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated December 16, 1942, on N.B. Applic. 1392-42, reads:

"1. To increase the height of Unit No. 2 and No. 3 of a wood frame structure in the fire limits, to more than 15 ft. is contrary to section 8.7.2.6.1 of the Building Code."

and

WHEREAS, the applicant states that the premises consist of a plot 415.2 ft. by 111.54 ft. in area; located in an unrestricted and residence use district, upon which it is proposed to erect four one story frame sheds, each 39 ft. by 64 ft. in area; 21 ft. 8 in. and 15 ft. in height, to be used for the temporary storage of contracting equipment and machinery; and

WHEREAS, Violation No. 5639 was issued December 16, 1942, for erecting frame sheds 22 ft. high contrary to section C26-541.0 of the Administrative Code, which limits such sheds to a height of 15 ft.; and

WHEREAS, the applicant contends that this appeal relates to unit Nos. 2 and 3, as indicated on plans filed with this appeal; that the lessees are completing various governmental defense projects and all of the various machinery and equipment being used on these projects is to be shipped to and stored in the premises described herein; that the two units which it is proposed to erect in excess of 15 ft. in height will be used for dead storage only, to protect the large cranes, steam rigs, pile drivers, etc.; that the buildings will be kept 11 ft. 8 in. away from the rear lot line and will be wholly within the unrestricted area of the plot; that the roofs will be covered with rubberoid roofing and all exterior sides along lot line are to be covered with 1 in. Celotex covered with asphalt finish and that the buildings will be of temporary nature only and permission is requested for this maintenance for a period of two years.

Resolved, that the decision of the borough superintendent on N.B. Applic. 1392-42, Objection 1, be and it hereby *modified* and that the appeal be and it hereby is *granted on condition* that in all other respects the four temporary structures, as indicated on plans filed with the borough superintendent under N.B. Applic. 1392-42, shall comply with the requirements of section C26-541.0, and all other applicable laws, rules and regulations; that the sides and roofs shall be covered, in addition to the fiber board siding, with approved fire retarding material as required under section C26-541.0; that the two center temporary buildings may be increased to a height of not over 22 ft. above grade provided the foundations and framing are satisfactory to the borough superintendent; that the roof beams may be 2 in. in thickness, provided the spacing is approved by the borough superintendent as adequate for carrying the roof loading; that such portable fire extinguishers shall be maintained as the fire commissioner shall direct; that this variance from the strict requirements of law shall be for a term

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ot to exceed two (2) years from the date of this action,
nd that upon termination of this variance, these temporary
uildings shall be removed.

4-43-A

APPLICANT—Peter A. Strobel, for Defense Plant Corp.
of U.S.A., owner (Republic Steel Corp., Agent
for owner).

SUBJECT—Appeal from a decision of the borough superin-
tendent.

PREMISES AFFECTED—160 Scott avenue, southeast cor-
ner of Scholes street (Block 2972, Lots 1 and 25),
Borough of Brooklyn.

APPEARANCES—

For Applicant: Walter C. Knight, E. K. Ralston
and John R. McNamara.

For Administration: Fred Dahlem, Dep't of Hous-
ing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (34-43-A) ·

WHEREAS, Peter A. Strobel, for Defense Plant Corp. of
U.S.A., owner (Republic Steel Corporation, agent), filed
January 21, 1943, an appeal from a decision of the borough
superintendent; premises 160 Scott avenue, southeast corner
of Scholes street (Block 2972, Lots 1 and 25), Borough of
Brooklyn; and

WHEREAS, the decision of the borough superintendent,
dated January 20, 1943 on P.D. 3725-42, N.B. Applic.
305-42, reads:

"11. All tile pipe shown shall be cast iron".

nd

WHEREAS, the applicant states that the proposed building
will be of Class 1 and 4 construction, one story, 44 ft. in
height, 429.33 ft. by 199 ft. in area; equipped with a sprinkler
system; located in an unrestricted district and used as a
steel tube mill, occupied by 220 persons; and

WHEREAS, the applicant contends that cast iron of the
required size is on the War Production Board's critical
list and is practically unobtainable; that vitreous tile pipe
will be used inside the building for storm drains only and
will be encased in 6 in. of concrete; that the building will
be used to produce war materials for the use of the govern-
ment and the occupancy schedule filed with the Department
of Housing and Buildings states that the occupancy of this
building is to continue for the duration of the war and
one year thereafter; and

WHEREAS, the Board deemed that the objection appealed
from, was intended to declare that the use of tile pipe
proposed, is unlawful and that cast iron pipe should be
furnished in accordance with Code provisions.

Resolved, that the decision of the borough superintendent
on Applic. P.D. 3725-42, N.B. Applic. 305-42, Objection 11,
be and it hereby is *modified* and that the appeal be and it
hereby is *granted on condition* that such tile pipe installed
within the building shall be for storm drains only as proposed
and encased in 6 in. of concrete to the satisfaction of the
borough superintendent; that in all other respects, the build-
ing and occupancy shall comply with all laws, rules and
regulations applicable thereto, other than as modified by the
board under Cal. Nos. 550 and 553-42-A.

Adjourned: 11:10 A. M.

JOSEPH J. DOYLE, Chief Clerk.

REGULAR MEETING

TUESDAY AFTERNOON, JANUARY 26, 1943.

Present: Chairman Murdock, Commissioners Savage and
Blum and Deputy Chief Gunn.

ZONING CASES.

617-42-BZ

APPLICANT—John F. Payne, for Socony-Vacuum Oil
Company, Incorporated, owner.

SUBJECT—Application (re decision of the acting borough
superintendent) under section 7c of the zoning res-
olution, to permit in a business use district, the
erection and maintenance of a new accessory (lu-
britorium) building on an existing gasoline service
station.

PREMISES AFFECTED—1979 East 177th street, north-
west corner of Pugsley avenue (Block 3794, Lot
50), Borough of The Bronx.

APPEARANCES—

For Applicant: William V. McDevit.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Hous-
ing and Buildings.

ACTION OF BOARD—Laid over to March 16, 1943, at
2 P. M. for further consideration by the Board.

13-33-BZ

APPLICANT—Lama and Proskauer, for Still Kings
Realty Corporation, owner.

SUBJECT—Application for consideration—reopening and
amendment of resolution—(decision of the borough
superintendent) under section 7c of the zoning
resolution, to permit in a business use district, for
a term of two years, the parking and storage of
more than five motor vehicles upon a gasoline ser-
vice station (the gasoline service station was
previously granted by the Board).

PREMISES AFFECTED—116-124 Kings Highway and
1652-1660 Stillwell avenue, southwest corner (Block
6253, Lot 29), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application reopened, subject to
usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

544-37-BZ

APPLICANT—Michael Janicki, owner.

SUBJECT—Application for consideration—reopening and
restoration to calendar on new proposal (decision
of the acting borough superintendent) under sec-
tions 7h and 21 of the zoning resolution, to permit
on a plot, located partly in a residence use and
partly in a business use district, for a term of two
years, the parking and storage of more than five
motor vehicles; the display and sale of used cars
and, also, a lumber yard (previously withdrawn
re gasoline service station, auto laundry, lubritorium,
store, newsstand, etc.)

PREMISES AFFECTED—28-08 25th (Hoyt) avenue and
28-29 Astoria boulevard (Block 839, Lot 1),
Astoria, Borough of Queens.

APPEARANCES—

For Applicant: Michael Janicki.

ACTION OF BOARD—Application reopened, subject to
usual procedure.

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THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

655-41-BZ

APPLICANT—Della Estates, Inc., owner.

SUBJECT—Application for consideration—reopening and restoration to calendar (decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a business use district, for a temporary term of not more than two years, the parking of more than five motor vehicles (previously dismissed for lack of prosecution).

PREMISES AFFECTED—224 Beach 99th street, east side, 120 ft. north of Rockaway Beach boulevard (Block 583, Lot 1 and part of Lot 23), Rockaway Beach, Borough of Queens.

APPEARANCES—

For Applicant: Mrs. Max Horn.

ACTION OF BOARD—Application reopened, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

233-16-BZ

APPLICANT—Lama & Proskauer, for Malbone Garage, Inc., owner.

SUBJECT—Application reopened October 8, 1940 (decision of the borough superintendent) under section 21 of the zoning resolution, to permit in a business use district, the change of occupancy of garage for more than five motor vehicles, (previously granted by the Board) to garage for more than five motor vehicles, gasoline service station, lubritorium and office.

PREMISES AFFECTED—172-186 Empire boulevard, south side, 190 ft. east of Bedford avenue (Block 1314, Lot 15), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

558-24-BZ

APPLICANT—Lama and Proskauer, for Anna C. Schauf, owner.

SUBJECT—Application reopened May 3, 1938 (decision of the acting borough superintendent) under sections 7a and 21 of the zoning resolution, to permit in a residence use district, the alteration and extension of one story in height of an existing garage for more than five motor vehicles, additional story to be used as a non-storage garage (previously withdrawn).

PREMISES AFFECTED—21-23 Lenox road, north side, 166 ft. east of Flatbush avenue (Block 5064, Lot 106), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

607-26-BZ

APPLICANT—Lama and Proskauer, for Leo F. Geiberich owner.

SUBJECT—Application reopened May 23, 1939 (decision of the borough superintendent) under section 21 of the zoning resolution, to permit in a residence use district, the erection and maintenance of a gasoline service station, office, lubritorium and auto laundry.

PREMISES AFFECTED—2302-2312 Ocean Parkway and 512-528 Avenue W, southwest corner (Block 7181 part of Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

109-29-BZ

APPLICANT—Lama & Proskauer, for Edward B. Hittleman, owner.

SUBJECT—Application reopened January 31, 1939, under new proposal (decision of the acting borough superintendent) under section 21 of the zoning resolution, to permit in a business use district, the erection and maintenance of a gasoline service station (previously denied re garage for more than five motor vehicles).

PREMISES AFFECTED—948-960 Coney Island avenue southwest corner of Webster avenue (Block 5425 Lot 26), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

272-30-BZ

APPLICANT—Lama and Proskauer, for Regis Holding Corp., owner (White Castle System, lessee).

SUBJECT—Application reopened March 26, 1940 under new proposal (decision of borough superintendent under section 7h of the zoning resolution, to permit in a business use district, for a term of two years, the parking of more than five motor vehicles (previously denied re gasoline service station).

PREMISES AFFECTED—440-446 Utica avenue, north west corner of East New York avenue (Block 1433 Lot 34), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

1483-39-BZ

APPLICANT—Lama & Proskauer, for East River Savings Bank, owner.

SUBJECT—Application reopened July 2, 1940 (decision of the borough superintendent) under sections 7c and 21 of the zoning resolution, to permit in a business use district, the erection and maintenance of a gasoline service station and motor vehicles repair shop (previously withdrawn—re erection and maintenance of a gasoline service station).

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PREMISES AFFECTED—39 Kenmare street, northwest corner of Elizabeth street (Block 479, Lots 24, 125 and 126), Borough of Manhattan.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

183-40-BZ

APPLICANT—Cimiez Realty Corp., owner.

SUBJECT—Application reopened November 6, 1940 (decision of the borough superintendent) under section 21 of the zoning resolution, to permit in a business use district, the erection and maintenance of a gasoline service station (previously withdrawn).

PREMISES AFFECTED—5792-5798 Broadway and 194 West 237th street, southwest corner (Block 3270, Lot 12), Borough of The Bronx.

APPEARANCES—

For Applicant: Benjamin Millstein.

ACTION OF BOARD—Application withdrawn on request of applicant's representative.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

183-42-BZ

APPLICANT—Victor J. Matthews, owner (James Lepre, lessee).

SUBJECT—Application (decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—423 95th street, north side, 162 ft. 6 in. east of Fourth avenue (Block 6118, Lot 47), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

32-24-BZ

APPLICANT—John O'Brien, owner.

SUBJECT—Application for consideration—reopening and extension of permit—re Application previously granted on condition, under section 7f of the zoning resolution, permitting in a residence use district, the maintenance of a garage for the storage of five pleasure motor vehicles, four spaces rented to persons not residing on the premises.

PREMISES AFFECTED—1075 Summit avenue, west side, 168.38 ft. north of West 165th street (Block 2526, Lot 52), Borough of The Bronx.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (532-24-BZ)

WHEREAS, this application affecting premises 1075 Summit avenue, west side, 168.38 ft. north of West 165th street (Block 2526, Lot 52), Borough of The Bronx, was granted by the Board February 10, 1925, on certain conditions and the time extended April 28, 1927, June 4, 1929, June 21, 1932, September 29, 1936; the resolution amended December 7, 1937, permit extended January 7, 1941, and applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of February 10, 1925, as amended through January 7, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7f thereof for a term of two (2) years from the date of this *amended* resolution."

262-37-BZ

APPLICANT—Henry W. Schober, for Herbert H. Peters, owner.

SUBJECT—Application for consideration—reopening and extension of permit—re Application (decision of the commissioner of buildings) previously granted on condition, under section 7h of the zoning resolution, for a period of two years, permitting that portion in the business use district to be used for the storage and parking of more than five motor vehicles.

PREMISES AFFECTED—21-11 Menahan street, north side, 101.67 ft. east of Grandview avenue (Block 2204, Lots 68, 71 and 80), Ridgewood, Borough of Queens.

APPEARANCES—

For Applicant: Herbert P. Giorgio.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (262-37-BZ)

WHEREAS, Henry W. Schober, for Herbert H. Peters, owner, filed June 4, 1937, an application under section 7h of the zoning resolution, to permit, partly in a business use district and partly in a residence use district, for a temporary period of not more than two (2) years, the parking and storage of more than five (5) motor vehicles; premises 21-11 Menahan street, north side, 101.67 ft. east of Grandview avenue (Block 204, Lots 68, 71 and 80), Ridgewood, Borough of Queens; and

WHEREAS, this application was granted by the Board on October 4, 1938, on certain conditions, permit extended on December 3, 1940 and applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of October 4, 1938, as amended December 3, 1940, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h for a temporary term of two (2) years from the date of this *amended* resolution."

418-37-BZ

APPLICANT—R. McClintock Robinson, for Arthur J. Schutze, owner.

SUBJECT—Application for consideration—reopening and extension of permit—re Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a

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period of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—115-125 Myrtle avenue, north side, 22.80 ft. east of 116th street (Block 9257, Lot 57), Richmond Hill, Borough of Queens.

APPEARANCES—

For Applicant: Arthur J. Schutz and Robt. Mc. Robinson.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (418-37-BZ)

WHEREAS, Lauritz Lauritzen, for Louis Frisse, owner, filed August 25, 1937, an application under the zoning resolution, to permit in a business use district, for a temporary period of not more than two (2) years, the parking and storage of more than five (5) motor vehicles; premises 115-125 Myrtle avenue, northside, 22.80 ft. east of 116th street (Block 9257, Lot 57), Richmond Hill, Borough of Queens; and

WHEREAS, this application was granted on certain conditions on January 17, 1939, resolution amended on September 12, 1939, permit extended January 28, 1941, and applicant requested a further extension on the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of January 17, 1939, as amended September 12, 1939 and January 28, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h for a term of two (2) years from the date of this *amended* resolution."

472-37-BZ

APPLICANT—Lama & Proskauer, for Guissepina Castagna, owner.

SUBJECT—Application for consideration—reopening and extension of time—re Application (decision of the borough superintendent) previously granted on condition, under section 21 of the zoning resolution, permitting in a residence use district, for a temporary term of ten years, the premises to be occupied as a gasoline service station, office, lubricatorium and auto laundry (previously denied re gasoline service station in a business use district).

PREMISES AFFECTED—2761-2773 Cropsey avenue, north side, 6 ft. 9 $\frac{7}{8}$ in. west of 28th avenue (Block 6915, Lot 51), Borough of Brooklyn.

APPEARANCES—

For Applicant: Salvatore Castagna.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (472-37-BZ).

WHEREAS, this application under section 21 of the zoning resolution, to permit in a business use district the erection and maintenance of a gasoline service station, premises 2761-2773 Cropsey avenue, north side, 6 ft. 9 $\frac{7}{8}$ in. west of 28th avenue and 196 28th avenue (Block 6915, Lot 51), Borough of Brooklyn, was denied by the Board April 5, 1938; and

WHEREAS, Lama and Proskauer, for Guissepina Castagna, owner, requested reopening of the application under section 21 of the zoning resolution, to permit in a residence use district the erection and maintenance of a gasoline service station, office, lubricatorium and auto laundry for a temporary term of ten years; and

WHEREAS, this application was reopened by vote of the Board and granted on certain conditions on November 18, 1941 and applicant requested an extension of time to complete the work.

Resolved, that the Board of Standards and Appeals do hereby *amend* the resolution of November 18, 1941, only in so far as it has reference to completion of the work so that as amended, this portion of the resolution shall read:

"that in view of the statement by the owner's representative that all permits have been obtained, all work shall be completed within one (1) year from the date of this *amended* resolution."

489-37-BZ

APPLICANT—Anna M. O'Connor, for Winifred B. Wood, owner (Thomas Ferry, lessee).

SUBJECT—Application for consideration—reopening and extension of permit—re Application (decision of the borough superintendent) previously granted on condition, under sections 7h and 21 of the zoning resolution, permitting partly in a business use and partly in a residence use district, for a temporary period of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—38-15 Union street, east side, 190 ft. north of Roosevelt avenue (Block 5020, Lot 3), Flushing, Borough of Queens.

APPEARANCES—

For Applicant: Anna M. O'Connor.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (489-37-BZ).

WHEREAS, Anna M. O'Connor, for Winifred B. Wood, owner (Thomas Ferry, Lessee), filed October 13, 1938, an application under section 7h of the zoning resolution, to permit partly in a business use and partly in a residence use district, for a temporary period of not more than two (2) years, the parking and storage of more than five (5) motor vehicles; premises 38-15 Union street, east side, 190 ft. north of Roosevelt avenue (Block 5020, Lot 3), Flushing, Borough of Queens; and

WHEREAS, this application was granted on certain conditions on February 7, 1939, permit extended January 28, 1941, and applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals do hereby *amend* the resolution of February 7, 1939, as amended January 28, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h thereof for a term of two (2) years from the date of this *amended* resolution."

1148-38-BZ

APPLICANT—James P. Kelly, owner.

SUBJECT—Application for consideration—reopening and extension of permit—re Application (decision of the borough superintendent) previously granted on condition, under section 21 of the zoning resolution, for a temporary period of two years, the storage and parking of more than five motor vehicles.

PREMISES AFFECTED—49-01 48th avenue, northeast corner of 49th street (Block 2287, Lots 1 to 3 inclusive), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: James P. Kelly.

MINUTES

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (1148-38-BZ)

WHEREAS, John F. Meehan, for James P. Kelly, owner, filed December 10, 1938, an application under section 21 of the zoning resolution, to permit in a residence use district, the parking and storage of more than five (5) motor vehicles; premises: 49-01 48th avenue, northeast corner 9th street (Block 2287, Lots 1 to 8 inclusive), Long Island City, Borough of Queens; and

WHEREAS, this application was granted by the Board on February 21, 1939, on certain conditions and applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of February 21, 1939 only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h for a term of two (2) years from the date of this amended resolution."

46-40-BZ

APPLICANT—Arthur H. Haaren, for Kesbec, Inc., owner (James McAllister, lessee).

SUBJECT—Application for consideration—reopening and extension of permit—re Application (decision of the acting borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting in a business use district, the existing gasoline service station to be occupied also for the parking and storage of motor vehicles, and that the adjoining premises for a frontage of 50 ft. to the south may also be used for parking and storage of motor vehicles for a term of two years under section 7h of the zoning resolution.

PREMISES AFFECTED—4431-4441 Broadway, west side, 108 ft. south of West 190th street (Block 2180, Lots 492 and 494), Borough of Manhattan.

APPEARANCES—

For Applicant: James McCoker.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (446-40-BZ)

WHEREAS, Arthur H. Haaren, for Kesbec, Inc., owner, filed April 26, 1940, an application under section 7c of the zoning resolution, to permit in a business use district the extension of a gasoline service station, so as to include the parking and storage of more than five (5) motor vehicles; premises 4431-4441 Broadway, west side, 108 ft. south of West 190th street (Block 2180, Lots 492 and 494), Borough of Manhattan; and

WHEREAS, this application was granted by the Board on January 21, 1941, on certain conditions and applicant requested an extension of the permit as to parking and storage granted under section 7h.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of January 21, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h thereof for a term of two (2) years from the date of this amended resolution."

12-41-BZ

APPLICANT—Arthur Harris (lessee), for The Guardian Life Insurance Company of America, owner.

SUBJECT—Application for consideration—reopening and extension of time—re Application (decision of the

borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting the alteration and conversion of occupancy of part of an existing building, located partly in a business use and partly in a residence use district, to a public restaurant; also the proposed alteration does not comply with the building zone resolution as to the location of entrances to and show windows in the proposed business use.

PREMISES AFFECTED—82-84 Pierrepont street and 178 Henry street, southwest corner (Block 242, Lot 37), Borough of Brooklyn.

APPEARANCES—

For Applicant: Arthur Harris.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (762-41-BZ)

WHEREAS, this application, to permit the alteration, conversion of occupancy of part of an existing building located partly in a business use district and partly in a residence use district, to a public restaurant; also the proposed alteration does not comply with the requirements of the zoning resolution as to the location of entrances to and show windows in the proposed business use; premises 82-84 Pierrepont street and 178 Henry street, southwest corner (Block 242, Lot 37), Borough of Brooklyn, was granted by the Board January 27, 1942, on certain conditions, under section 7e of the zoning resolution, time extended April 28, 1942 and October 27, 1942 and the applicant requested a further extension of time to complete the work.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of January 27, 1942, as amended on October 27, 1942, only in so far as it has reference to obtaining permits and completion of the work, so that as amended, this portion of the resolution shall read:

"that all permits shall be obtained and all work completed within four (4) months from the date of this amended resolution."

1201-18-BZ

APPLICANT—Joseph V. Iaricci, for The Cord Meyer Company, owner.

SUBJECT—Application reopened April 26, 1938 (decision of the borough superintendent of buildings) under section 21 of the zoning resolution, to permit in a business use district the inclusion of a motor vehicle repair shop in an existing garage for more than five (5) motor vehicles (previously granted by the Board).

PREMISES AFFECTED—90-02 43rd avenue (Kingsland avenue) south side, 269 ft. west of Hampton street (Block 683, Lot 69), Elmhurst, Borough of Queens.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (1201-18-BZ)

WHEREAS, this application, permitting in a business use district, the conversion of an existing stable to a public garage, affecting premises 90-02 43rd avenue (Kingsland avenue) south side, 269 ft. west of Hampton street (Block 683, Lot 69), Elmhurst, Borough of Queens, was granted by the Board on July 2, 1918, on certain conditions; and

WHEREAS, the applicant requested an amendment of the resolution to include a motor vehicle repair shop in the existing garage; and

MINUTES

WHEREAS, this application was reopened by vote of the Board on April 26, 1938, subject to usual procedure; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

1063-27-BZ

APPLICANT—Henry H. Ehrlich, for Neprak Corporation, owner.

SUBJECT—Application reopened October 24, 1939 (decision of the borough superintendent) under section 21 of the zoning resolution permitting in a residence use district, the alteration and maintenance of an existing gasoline service station.

PREMISES AFFECTED—149-12 North Conduit boulevard and 133-44 150th street (Three Mile road) northwest corner (Block 2893, Lot 1A), Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (1063-27-BZ)

WHEREAS, this application, permitting in a business use district, the erection and maintenance of a gasoline service station, affecting premises 149-12 North Conduit boulevard and 133-44 150th street (Three Mile road), northwest corner (Block 2893, Lot 1A), Jamaica, Borough of Queens, was granted by the Board on March 4, 1930, on certain conditions; and

WHEREAS, the applicant requested an amendment of the resolution relative to the alteration of the existing gasoline service station, now located in a residence use district; and

WHEREAS, this application was reopened by vote of the Board on October 24, 1939, subject to usual procedure; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

511-29-BZ

APPLICANT—Wilfred P. Morrow and Emma L. Morrow, owners.

SUBJECT—Application, reopened April 25, 1939 (decision of the borough superintendent) under sections 7b, 7g and 21 of the zoning resolution, granted on condition, permitting partly in a business use district and partly in a residence use district, the alteration and change of occupancy of the first story of an existing building from dwelling to store use (time having expired by limitation).

PREMISES AFFECTED—6911 Ridge boulevard, east side, 90.55 ft. south of Bay Ridge avenue (Block 5871, Lot 13), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (511-29-BZ).

WHEREAS, this application, permitting partly in a business use district and partly in a residence use district, the

alteration and change of occupancy of the first story of an existing building from dwelling to store use, affecting premises 6911 Ridge boulevard, east side, 90.55 ft. south of Bay Ridge avenue (Block 5871, Lot 13), Borough of Brooklyn, was granted by the Board on April 1, 1930, on certain conditions; and

WHEREAS, the applicant requested an extension of time within which to complete the work, the time having expired by limitation; and

WHEREAS, this application, was reopened by vote of the Board on April 25, 1939, subject to usual procedure; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

61-32-BZ

APPLICANT—Joseph Goldberg, for Joseph P. Day, Inc., present owner.

SUBJECT—Application reopened July 16, 1940 for consideration as to extension of time—re Application (decision of the borough superintendent) previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the erection and maintenance of a gasoline service station.

PREMISES AFFECTED—64-70 Neptune avenue, southwest corner of Hoff street (Block 7516, Lot 2371), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (61-32-BZ).

WHEREAS, this application, permitting in a business use district, the erection and maintenance of a gasoline service station, affecting premises 64-70 Neptune avenue, southwest corner of Hoff street (Block 7516, Lot 2371), Borough of Brooklyn, was granted by the Board on March 13, 1932, on certain conditions; and

WHEREAS, extensions of time, to procure permits to complete the work, have been granted by the Board, the last such action being on March 28, 1939; and

WHEREAS, the applicant, on behalf of the present owner, requested a further extension of time to obtain permits and complete the work; and

WHEREAS, this application was reopened by vote of the Board on July 16, 1940, subject to usual procedure; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

626-32-BZ

APPLICANT—Philip Bardes, for United States Truck Corporation, owner.

SUBJECT—Application reopened January 4, 1939 for consideration as to extension of time—re Application (decision of the commissioner of buildings) previously granted on condition, under sections 7b and 21 of the zoning resolution, permitting the extension from an unrestricted use district into a business use district, of a proposed motor vehicle repair shop.

PREMISES AFFECTED—368-380 Front street, north side, 114 ft. west of Jackson street (Block 70-76), Borough of Manhattan.

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APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (626-32-BZ)

WHEREAS, this application, permitting the extension from an unrestricted use district into a business use district, of a motor vehicle repair shop, affecting premises 368-380 Front street, north side, 114 ft. west of Jackson street (Block 243, Lots 70 to 76), Borough of Manhattan, was granted by the Board on December 20, 1935, on certain conditions; and

WHEREAS, the applicant requested an extension of time within which to procure permits and complete the work; and

WHEREAS, the application was reopened by vote of the Board on January 4, 1939, subject to usual procedure; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

46-37-BZ

APPLICANT—Louise Hueppe, for Louise Hueppe and Carl E. Weiden, owners.

SUBJECT—Application reopened September 26, 1939 (decision of the borough superintendent) under section 21 of the zoning resolution, to permit in a residence use district, the erection and maintenance of a business building (previously denied for a gasoline service station), also the said building does not comply with E area zone requirements.

PREMISES AFFECTED—90-61 Myrtle avenue, north side, 575 ft. east of Woodhaven boulevard (Block 3883, Lot 1), Glendale, Borough of Queens.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (46-37-BZ)

WHEREAS, this application, to permit in a residence use district, the erection and maintenance of a gasoline service station, affecting premises 90-61 Myrtle avenue, north side, 575 ft. east of Woodhaven boulevard (Block 3883, Lot 1), Glendale, Borough of Queens, was denied by the Board on May 18, 1937; and

WHEREAS, the applicant requested a rehearing under a new proposal, to permit the erection and maintenance of a business building in a residence use district; and

WHEREAS, this application was reopened by vote of the Board on September 26, 1939, subject to usual procedure; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

893-39-BZ

APPLICANT—Angelo Garibaldi, owner.

SUBJECT—Application (decision of the borough superintendent) under section 21 of the zoning resolution, to permit in a business use district, the erection and maintenance of a gasoline service station; also, the location of the proposed gasoline service station is contrary to section 21a of the zoning resolution.

PREMISES AFFECTED—93 Market Slip and 432 Water street, northeast corner (Block 250, Lot 61), Borough of Manhattan.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (893-39-BZ)

WHEREAS, Angelo Garibaldi, applicant and owner, filed on July 5, 1939, an application with this Board, to permit in a business use district, the erection and maintenance of a gasoline service station, affecting premises 93 Market Slip and 432 Water street, northeast corner (Block 250, Lot 61), Borough of Manhattan; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

1138-39-BZ

APPLICANT—David Kaufman, for Springfield Associates, Inc., owner.

SUBJECT—Application (decision of the borough superintendent) under section 21 of the zoning resolution, to permit in a residence use district, the erection and maintenance of a gasoline service station.

PREMISES AFFECTED—144-39 New York boulevard and 177-42 South Conduit avenue, southeast corner (Block 4510, part of Lot 6), Springfield, Borough of Queens.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (1138-39-BZ)

WHEREAS, David Kaufman, for Springfield Associates, Inc., owner, filed on September 16, 1939, an application with this Board, to permit in a residence use district, the erection and maintenance of a gasoline service station, affecting premises 144-39 New York boulevard and 177-42 South Conduit avenue, southeast corner (Block 4510, part of Lot 6), Springfield, Borough of Queens; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

1422-39-BZ

APPLICANT—Lama and Proskauer, for J. and P. Development Corporation, owner.

SUBJECT—Application reopened and restored to calendar September 10, 1940 (decision of the borough superintendent) under section 21 of zoning resolution, to permit in a residence use district, the erection and maintenance of a gasoline service station, lubricatorium, auto laundry and office (previously withdrawn).

PREMISES AFFECTED—133-40 Van Wyck boulevard, northwest corner of 135th avenue (Old South road); (Block 2841, part of Lot 1), Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: None.

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ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (1422-39-BZ)

WHEREAS, this application, to permit in a residence use district, the erection and maintenance of a gasoline service station, lubritorium, auto laundry and office, affecting premises 133-40 Van Wyck boulevard, northwest corner of 135th avenue (Old South road); (Block 2841, part of Lot 1), Jamaica, Borough of Queens, was withdrawn on April 30, 1940; and

WHEREAS, the applicant requested a reopening and restoration to the calendar; and

WHEREAS, this application was reopened by vote of the Board on September 10, 1940, subject to usual procedure; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

1544-39-BZ

APPLICANT—David Kaufman, for John H. Vanderveer Co., owner (Selmo Construction Corp., lessee).

SUBJECT—Application (decision of the borough superintendent) under section 21 of the zoning resolution, to permit in a business use district, the alteration and reconstruction of a public storage garage, so as to incorporate therein a gasoline service station.

PREMISES AFFECTED—12-20 New York avenue and 187-195 Herkimer street, northwest corner (Block 1861, Lot 37), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (1544-39-BZ).

WHEREAS, David Kaufman, for John H. Vanderveer Co., owner (Selmo Construction Corp., lessee), filed on December 28, 1939, an application with this Board, to permit in a business use district, the alteration and reconstruction of a public storage garage, so as to incorporate therein a gasoline service station, affecting premises 12-20 New York avenue and 187-195 Herkimer street, northwest corner (Block 1861, Lot 37), Borough of Brooklyn; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

230-40-BZ

APPLICANT—Reginald S. Hardy, for Winchester Realty Corporation, owner.

SUBJECT—Application reopened and restored to calendar November 6, 1940, under section 21 of the zoning resolution, to permit, partly in a residence use district and partly in a business use district, the erection and maintenance of a gasoline service station (previously withdrawn).

PREMISES AFFECTED—234-01 to 234-19 Hillside avenue and 82-63 to 82-71 234th street, northeast

corner (Block 7935, part of Lot 1), Creedmore, Borough of Queens.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (230-40-BZ)

WHEREAS, this application, to permit, partly in a residence use district and partly in a business use district, the erection and maintenance of a gasoline service station, affecting premises 234-01 to 234-19 Hillside avenue and 82-63 to 82-71 234th street, northeast corner (Block 7935, part of Lot 1), Creedmore, Borough of Queens, was withdrawn on October 1, 1940; and

WHEREAS, the applicant requested a reopening and restoration to the calendar; and

WHEREAS, this application was reopened by vote of the Board on November 6, 1940, subject to usual procedure; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

266-42-BZ

APPLICANT—True-Way Service Station, Inc. (lessee) for John C. Von Glahn, (trustee), owner.

SUBJECT—Application (decision of the borough superintendent) under section 7h of the zoning resolution, to permit partly in a business use district and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—81-95 Kings Highway, north side, 100 ft. east of Bay Parkway (Block 6253-A, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn..
Negative

THE RESOLUTION (266-42-BZ)

WHEREAS, True-Way Service Station, Inc. (lessee), for John C. Von Glahn (trustee), owner, filed on March 30, 1942, an application with this Board, to permit partly in business district and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles, affecting premises 81-95 Kings Highway, north side, 100 ft. east of Bay Parkway (Block 6253-A, Lot 1), Borough of Brooklyn; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

APPEALS FROM ADMINISTRATIVE DECISIONS

664-42-A

APPLICANT—Brooklyn Felt Manufacturing Company, Incorporated, lessee, for Chelsea Fibre Mills, owner.

SUBJECT—Appeal from an order and decisions of the first commissioner.

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PREMISES AFFECTED—1155-1205 Manhattan avenue and 93-99 Commercial street, northwest corner (Block 2472, Lot 35); (Building No. 1, 5th floor), Borough of Brooklyn.

APPEARANCES—

For Applicant: Nicholas N. Goldman and Herman Cohen.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Laid over to February 24, 1943, at 2 P. M., for further consideration by the Board.

719-42-A

APPLICANT—Godfrey E. Updike, for Isabelle L. Goldman, Anne E. Carroll, Arthur P. Carroll, Cecelia M. Manning, Marie L. Collins and Armand J. Carroll, owners.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED 1360-1366 Fifth avenue and 1 to 3 West 113th street, northwest corner (Block 1597, Lot 33), Borough of Manhattan.

APPEARANCES—

For Applicant: Godfrey E. Updike and Wesley Knobloch.

For Administration: Fred Dahlem, Dep't of Housing and Buildings and Insp. Maher, Fire Dep't.

ACTION OF BOARD—Laid over to February 16, 1943, at 2 P. M., pending an inspection by a committee of the Board. No further argument.

722-42-A

APPLICANT—Sidney Daub, for Level Realty Corporation, owner (Alexander's Department Stores Incorporated, lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—2515 Grand Concourse, west side, 106.34 ft. north of East Fordham road (Block 3167, Lot 76), Borough of The Bronx.

APPEARANCES—

For Applicant: Sidney Daub.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 9, 1943 at 2 P. M., at request of applicant.

46-42-A

APPLICANT—Rodney M. Ollinger, for Wood-Dolson Co., Inc., owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—241 West 72nd street, north side, 280 ft. 5½ in. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

APPEARANCES—

For Applicant: J. George Jaffe.

ACTION OF BOARD—Laid over to March 16, 1943 at 2 P. M. at request of applicant.

99-42-A

APPLICANT—Abraham Fisher, for Seventh and Fiftieth Realty Corporation, owner (Roxy Alleys, Inc., lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—154-166 West 50th street and 753-759 Seventh avenue (Block 1002, Lot 61), Borough of Manhattan.

APPEARANCES—

For Applicant: Abraham Fisher, Morris Goldberg, Murray Briskin and Stanley Mickiewicz.

For Administration: Fred Dahlem, Dep't of Housing and Buildings and Insp. Maher, Fire Dep't.

ACTION OF BOARD—Laid over to February 9, 1943 at 2 P. M., for decision by the Board, without further argument.

14-43-A

APPLICANT—Adamant Alloys Corporation, lessee, for Max Schaffer Co., Inc., owner.

SUBJECT—Appeal from a decision re an order of the fire commissioner.

PREMISES AFFECTED—361 Stagg street and 195 Morgan avenue, northwest corner (Block 3029, Lot 65), Borough of Brooklyn.

APPEARANCES—

For Applicant: Joseph Franken.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Laid over to February 2, 1943, at 2 P. M., for further consideration by the Board.

723-42-A

APPLICANT—Roy Clinton Morris, for Anna Lavine, owner (Angela Contess, lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—330 East 51st street, south side, 138 ft. 9 in. west of First avenue (Block 1343, Lot 40), Borough of Manhattan.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Appeal withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

864-42-A

APPLICANT—Seventh and Fiftieth Realty Corporation, owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—753-759 Seventh avenue and 154-166 West 50th street, southeast corner (Block 1002, Lot 61), Borough of Manhattan.

APPEARANCES—

For Applicant: Morris Goldberg and Charles F. Haring.

For Administration: Fred Dahlem, Dep't of Housing and Buildings and Insp. Maher, Fire Dep't.

ACTION OF BOARD—Appeal withdrawn after argument.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

726-42-A

APPLICANT—Evans Brothers, Incorporated, for 819 Edgewater Road Corporation, owner.

SUBJECT—Appeal from an order of the fire commissioner.

PREMISES AFFECTED—819 Edgewater road, west side, 100 ft. north of Lafayette avenue (Block 2762E, Lot 303), Borough of The Bronx.

APPEARANCES—

For Applicant: Joseph B. Evans.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (726-42-A)

WHEREAS, Evans Brothers, Inc. for 819 Edgewater Road Corporation, owner, filed on October 9, 1942, an appeal from

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an order of the fire commissioner affecting premises 819 Edgewater road, west side, 100 ft. north of Lafayette avenue (Block 2762E, Lot 303), Borough of The Bronx; and

WHEREAS, Order 32128-LC issued by the fire commissioner September 10, 1942 reads:

"Before a permit may be issued for you to manufacture paint, the following must be done:

1. Provide a fixed fire extinguishing or other means for extinguishment of fire satisfactory to the fire commissioner, as per Section C19-11, Art. 1, Administrative Code."

and

WHEREAS, the applicant states that the building is one story (17 ft.) in height, 100 ft. by 100 ft. in area, of class 3 construction, erected in 1925, located in an unrestricted use district and used and occupied as follows: cellar, boiler room, no persons; 1st floor, manufacturing paints, 7 persons; and

WHEREAS, the applicant contends that the building is isolated; that three foam type extinguishers, one CO₂ extinguisher, 20 sand pails, hose connections and hose have been installed; that rigid precautions are taken to prevent fire in the building; that standard procedure supervised by responsible men is enforced for the removal of rags, rubbish, etc.; that the material necessary for the installation of the sprinkler system to comply with the Fire Department's order is not available at the present time; that in view of these facts, it is requested that the requirements for a sprinkler be waived and existing conditions be accepted as adequate.

Resolved, that the order of the fire commissioner, 32128-LC, be and it hereby is *modified* and that the appeal be and it hereby is *granted* as to item 1, *on condition* that the premises shall be maintained substantially as set forth; that varnolene or kerosene on the premises shall be stored in the two buried 550 gallon tanks located toward the front of the building with two dispensing pumps for same at the rear; that such portable fire-fighting appliances as proposed and as may be required by the fire commissioner, shall be maintained; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that this variance is *granted* for a term of one (1) year from the date of this action.

853-42-A

APPLICANT—L and R Manufacturing Company, owner.

SUBJECT—Appeal from a decision of the fire commissioner re packaging, transportation and sale of inflammable mixtures known as L and R, Powder Nofome Cleaning Solution, L and R Waterless Nofome Cleaning Solution, L and R Rinsing Solution, No. 3, L and R Instrument Rinsing Solution and Efco Watch Rinsing Solution, in one gallon glass bottles (capacity of bottles not in conformity with Administrative Code Specifications).

APPEARANCES—

For Applicant: Saul L. Goldfarb.

For Administration: Insp. Meyer, Fire Dept.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (853-42-A)

WHEREAS, L and R Manufacturing Company, owner, filed December 5, 1942, an appeal from a decision of the fire commissioner relating to the packaging of combustible mixtures in one gallon glass bottles; and

WHEREAS, the decision of the fire commissioner, dated November 6, 1942, reads:

"As requested in your communication of Oct. 29, 1942, we are repeating our denial of July 27, 1942, with regard to one-gallon glass bottles for packing combustible mixtures:

'In reply to your communication of July 17, 1942, kindly be advised that we must deny your request for approval of one-gallon glass bottles for packing of your combustible mixture.

Will you please refer to Section C19-62.0 in the copy of the Administrative Code which was included in our communication of July 16, 1942.'"

and

WHEREAS, the applicant states that it is proposed to package L and R Powder Nofome Cleaning Solution, L and R Waterless Nofome Cleaning Solution, L and R Rinsing Solution No. 3, L and R Instrument Rinsing Solution and Efco Watch Rinsing Solution, in Duroglass containers manufactured by Owens Illinois Glass Company, having a capacity of 128 ounces and overflow capacity of 131 $\frac{3}{8}$ ounces, fitted with a metal or plastic screw top; that each glass jug will be packed in an individual 200 lb. test corrugated carton having a die-cut handhold for ease in carrying or using the material; that each individual corrugated container will be fitted with inner corrugated platform to fit just below the lift in handle of the jug; that this platform will be made with vertical flaps, each of which will be stapled to the corrugated container, so as to make the jug unremovable from the corrugated container while it is being used; that four of the individual gallon cartons will be packed in a 274 lb. test double wall corrugated carton; that L and R Powder Nofome Cleaning Solution flashes at 115° F., L and R Waterless Nofome Cleaning Solution, flashes at 116° F., L and R Rinsing Solution No. 3 flashes at 114° F., L and R Instrument Rinsing Solution flashes at 124° F. and Efco Watch Rinsing Solution flashes at 120° F.; and

WHEREAS, the applicant contends that for many years these compounds have been packed in tin containers holding one gallon; that the War Production Board has ordered the discontinuance of tin containers and the only container which can be used is a glass bottle; that for this reason, it is requested the Board permit the marketing of these combustible mixtures in glass jugs as described herein having a capacity of one gallon; that the variance requested herein shall continue only during the term of the present emergency; that the use of these compounds is essential in many industries manufacturing materials for National Defense; and

WHEREAS, examination of Fire Department Folder No. 22-669 shows that Certificate of Approval No. 1204 was issued June 11, 1942, for the combustible mixtures described herein when packed in tin containers and on July 21, 1942, the applicant was advised that the 32-ounce glass bottle submitted was satisfactory for packing these materials.

Resolved, that the decision of the fire commissioner, dated November 6, 1942, be and it hereby is *modified* and that the appeal be and it hereby is *granted* for a term of six (6) months subject to reconsideration at the termination thereof, after applications have been filed by the manufacturers for the approval of glass containers for general use for inflammable and combustible mixtures, *on condition* that the bottles of one gallon size shall be of the manufacture as stated and none other unless approved by the Board, and used only for packaging the combustible mixtures approved by the Fire Department under Certificate of Approval 1204, issued June 11, 1942, as filed in Fire Department Folder 22-669; and that in all other respects the containers shall comply with the requirements of the Administrative Code therefor; that the label on each bottle shall also bear thereon a statement that this container is approved by the Board for the packaging of these mixtures under Cal. 853-42-A.

37-43-S

APPLICANT—The Airparts Co., Prudence Bonds Corporation owner (Special Tool Engineering Works, lessee).

SUBJECT—Variation of the labor law as cited in a decision of the fire commissioner.

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REMISES AFFECTED—132-138 Lafayette street and 17 Howard street, southwest corner (Block 209, Lot 19); (11th floor), Borough of Manhattan.

APPEARANCES—

For Applicant: Isidore Minkin and Harvey Glugatch.

For Administration: Fred Dahlem, Dep't of Housing and Buildings and Insp. Maher and John Murphy, Fire Dept.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (37-43-S)

WHEREAS, The Airparts Company, for Prudence Bonds Corporation, owner (Special Machine Tool Engineering Works, lessee), filed January 22, 1943, an application for variation of the requirements of the Labor Law as cited in a decision of the fire commissioner, affecting premises 132-138 Lafayette street and 17 Howard street, southwest corner (11th floor); (Block 209, Lot 19), Borough of Manhattan; and

WHEREAS, the decision of the fire commissioner dated January 21, 1943, reads:

"Confirming our conversation in this office today, you are advised that all stairway doors in factory buildings must be openable from the inside and from the outside in accordance with the requirements of the State Labor Law.

Your request to permit the removal of door knobs to prevent the opening of any such doors from the outside is therefore denied."

WHEREAS, the applicant states that the building is 11 stories (131 ft.) in height, 100 ft. by 87 ft. 7 in. in area; Class 1 construction; located in an unrestricted use district and used and occupied as follows: Cellar, boiler room, 2 persons; first floor, stores, 17 persons; second floor, sales room, 25 persons; third floor, sales room, 4 persons; fourth floor, factory, 15 persons; fifth to eighth and 10th floors, offices, 450 persons combined; ninth floor, factory, 15 persons; 11th floor, factory, 28 persons; that the building is equipped with a sprinkler system, standpipe system, interior fire alarm system and that fire drills are maintained; that there are two interior fireproof stairs leading direct to street, and that no certificate of occupancy has been issued for the building; and

WHEREAS, the applicant contends that the Plant Protection Section of the U. S. Army Air Corps instructed the applicant to equip the doors on the 11th floor, so that they will not be accessible from the outside; that it is proposed to install panic bolts on the doors leading into the stairways at the 11th floor level; that the knobs on the outside of the doors will not be removed; that the tenant is engaged exclusively in the manufacture of vital war materials and is obliged to carry into effect the instructions of the War Department; and

WHEREAS, the Fire Department reported that the fire bells are not being maintained and are not presently repaired.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the requirements of the Labor Law as cited in a decision of the fire commissioner dated January 21, 1943, and that the application be and it hereby granted on condition that panic bolts, proposed to be installed on the door to westerly stairway and on the door to the lobby leading to the easterly stairway, shall be of approved type; that access to the easterly stairway by means of a door to the office and through the waiting room, shall be maintained, to permit exit at all times; that an additional sub-standard stairway at the easterly side shall be maintained; that a push button shall be installed on the stair door at the main stairway on the west side;

that a Certificate of Occupancy shall be obtained; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that this variation is granted only during the term of the present emergency.

244-40-A

APPLICANT—Benjamin Fincke, for Paramount Pictures, Inc. (lessee), for Allied Owners Corp., owner.

SUBJECT—Application for consideration—reopening and extension of permit—re Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—371-393 Flatbush avenue extension, northeast corner of DeKalb avenue (Block 2085, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Benjamin Fincke.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (244-40-A)

WHEREAS, Paramount Pictures, Inc. (lessee), for Allied Owners Corporation, owner, filed March 14, 1940, an appeal from a decision of the borough superintendent of buildings; premises 371-393 Flatbush avenue extension, northeast corner of DeKalb avenue (Block 2805, Lot 1), Borough of Brooklyn; and

WHEREAS, this appeal was granted by the Board on April 16, 1940, on certain conditions and applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of April 16, 1940, as to the time permitted for the continuance of the existing sign structure, so that as amended, this portion of the resolution shall read:

"that within one (1) year from the date of this amended resolution, a marquee and a sign meeting the requirements of the Administrative Code shall be constructed to replace the existing sign and the existing sign shall be removed."

527-41-A

APPLICANT—Benjamin Levine attorney, for Premo Pharmaceutical Laboratories, Inc., lessee, for Estate of Moses Gardner and Adolph Bauer, owners.

SUBJECT—Application for consideration—reopening and amendment of resolution—re Appeal from an order of the fire commissioner

PREMISES AFFECTED—443-447 Broadway, west side, 150 ft. north of Howard street and 20-24 Mercer street (Block 231, Lots 37 and 38), Borough of Manhattan.

APPEARANCES—

For Applicant: Benjamin Levine and Alfred J. O'Brien.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (527-41-A)

WHEREAS, Theodore A. Blackman, for Premo Pharmaceutical Laboratories, Inc., lessee, for the estate of Moses Gardner and Adolph Bauer, owners, filed on June 10, 1941

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an appeal from an order of the fire commissioner; premises 443-447 Broadway, west side, 150 ft. north of Howard street and 20-24 Mercer street (Block 231, Lots 37 and 38). Borough of Manhattan; and

WHEREAS, this appeal was granted by the Board on July 15, 1941, on certain conditions, resolution amended on December 2, 1941 and November 4, 1942 and applicant requested a further amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby amend its resolution adopted on July 15, 1941, as amended on December 2, 1941 and November 4, 1942, so that as amended, the resolution shall read:

"Resolved, that the order of the fire commissioner No. 25695-LC, be and it hereby is modified and that the appeal be and it hereby is granted on condition that the two floors in 447 Broadway, namely the 3rd and 4th, occupied by the same concern that occupies 443 Broadway for the manufacture and storage of drugs, may be occupied for the manufacture of drugs deemed not extra-hazardous by the Fire Department, provided such floors in 447 Broadway are separated from 443 Broadway by horizontal exits having approved sliding fire doors on either side of the wall at all openings; that the sprinkler system now installed in 443 Broadway shall be maintained and shall be extended so as to cover also the two floors, namely the 3rd and 4th, occupied by this tenant at 447 Broadway; that such sprinkler system shall be maintained to the satisfaction of the fire commissioner and in accordance with all requirements therefor and shall be connected with fire headquarters through a central station service; that in the event the fire commissioner deems that the 5th floor occupancy is of a hazardous nature, the 5th floor ceiling shall be fire-retarded; that in all other respects the building and occupancy of 447 Broadway shall comply with the requirements of the Labor Law and all other rules, laws and regulations applicable thereto."

hereby amend the resolution of May 5, 1942, so that as amended, the resolution shall read:

"Resolved, that the decision of the borough superintendent on Misc. Applic. No. 11934-41, Objection No. 1 be and it hereby is modified and that the appeal be and it hereby is granted on condition that the gasoline and fuel oil tanks shall be installed in the locations and substantially as indicated on revised plans filed this day; that the 550 gallon storage tank shall be installed below the floor in accordance with the requirements therefor; that the two (2) existing 1500 gallon fuel oil tanks for building heating shall comply with the requirements of the Oil Burner Rules therefor; that the proposed two 275 gallon tanks installed below the ceiling shall be erected on proper steel supporting racks and the tanks shall be jacketed with wire mesh and concrete in accordance with the requirements of the Oil Burner Rules; that main valves shall be on the dispensing line of each tank at the tank and shall be closed when the tanks are not being used; that such valves shall be in addition to the closed dispensing valves on the distributing line; that any welding on the premises shall be carried on as remote as possible from such tanks and the dispensing line; that the ceiling of the one story portion of the building shall be protected by 3/8" plaster board now installed except that the portion of the ceiling under the second story portion beyond the fire-proof construction and for a space of approximately 10 ft. therefrom on both sides as indicated on revised plans marked "Received Jan 20, 1943" shall be in addition protected with 1/2" l'ermiculite plaster; that any skylights coming within such 10 ft. area shall be glazed with wire glass; that the floor underneath the second story section shall be of fireproof construction; that in all other respects the building and occupancy shall comply with all laws rules and regulations applicable thereto other than as varied under Calendar Number 350-42-S."

1096-41-A

APPLICANT—John M. Baker, for Julius Schwartz, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—re Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—36-44 38th street, west side, 211.78 ft. north of Northern boulevard (Block 637, Lot 52), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: John M. Baker.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (1096-41-A)

WHEREAS, David Kaufman, for Julius Schwartz, owner (International Diesel Electric Company, Incorporated, lessee), filed December 19, 1941, an appeal from a decision of the borough superintendent; premises 36-44 38th street, west side, 211.78 ft. north of Northern boulevard (Block 637, Lot 52), Long Island City, Borough of Queens; and

WHEREAS, this appeal was granted by the Board on May 5, 1942, on certain conditions and the applicant requested an amendment of the resolution relative to fire-retarding the first floor ceiling.

Resolved, that the Board of Standards and Appeals does

APPLIANCES AND MATERIALS SUBMITTED FOR APPROVAL

1133-39-SA

APPLICANT—Lennox Furnace Company, present owner (Micro-Westco, Inc., previous owner).

SUBJECT—Application reopened February 25, 1941 re amendment of resolution re approval of Bettendorf Oil Burner, Models B and B1 (Models G1, G2, D, HD2, MV1 and MV2 previously approved).

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Resolution amended in accordance with report of Committee on Tests.

THE VOTE TO AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...
Negative

THE RESOLUTION (1133-39-SA)

WHEREAS, Lloyd S. Knight, agent for Micro-Westco, Incorporated, owner, filed September 15, 1939, an application with the Board of Standards and Appeals for approval of the appliance known as the Bettendorf Oil Burner, Models G1, G2, D3, HD2, MV1 and MV2; and

WHEREAS, this appliance was approved by the Board on April 23, 1940; and

WHEREAS, the Lennox Furnace Company, present owner requested an amendment of the resolution for the approval of the Bettendorf Oil Burner, Models B and B1; and

WHEREAS, this application was reopened by vote of the Board on February 25, 1941 and referred to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests read

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REPORT OF COMMITTEE ON TESTS.

January 14, 1943.

Re: Cal. 1133-39-SA.

Subject: Bettendorf Oil Burner, Models B and B1 approval of.

Under date of February 25, 1941, the Board re-opened Cal. 1133-39-SA, approval of the Bettendorf Oil Burner, to include the approval of Models B and B1, after inspection, test and report by the Committee on Tests of the Board. This inspection and test were made and report dated November 5, 1941 was filed. Prior to action by the Board on this report a communication was received from the Micro-West Co., Inc., owner of the Bettendorf Oil Burner, that their burner division had been sold to the Lennox Furnace Co. of Marshalltown, Iowa. A letter dated October 6, 1942, was also received from the Lennox Furnace Co. advising that they were the new owners of Models B and B1, Bettendorf Oil Burner. A communication was then addressed to the Micro-West Co. as to the status of models previously approved and a reply dated October 19, 1942, stated that the matter was entirely in the hands of the Lennox Furnace Co. A letter was then addressed to the Lennox Furnace Co. as to how they wished the burners already approved to be recorded, and in a letter of December 8, 1942, they stated they wished to retain the name "Bettendorf" on all models and that they (the Lennox Furnace Co.) wished to be recorded as the manufacturer.

It is therefore recommended that the report of the Committee on Tests dated November 5, 1941, be approved and that the resolution of the Board be amended to include approval of the Bettendorf Oil Burner, Models B and B1 and that the resolution also be amended by adding a further preamble stating that all burners previously approved under the name of Bettendorf, Models G1, G2, D3, HD2, MV1 and MV2, are now owned by the Lennox Furnace Co., Marshalltown, Iowa, who are substituted as owners for Micro-West Co., Inc.

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

WHEREAS, this report recommended the approval of the Bettendorf Oil Burner, Models B and B1.

Resolved, that the Board of Standards and Appeals does hereby amend its resolution of April 23, 1940 and approve the appliance known as the Bettendorf Oil Burner, Models B1, G2, D3, HD2, MV1, MV2, B and B1, on condition that the appliance be manufactured, installed, operated and labelled, stamped or tagged in accordance with the reports of April 20, 1940, November 5, 1941 and with above report.

THE RESOLUTION (777-40-SM)

WHEREAS, the Neva-Moth Corporation of America, owner, filed on July 11, 1940, an application with the Board of Standards and Appeals for approval of the material known as Neva-Flame (flameproofing compound); and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS.

January 14, 1943.

Re: Cal. No. 777-40-SM

Subject: Approval of Neva-Flame (Flameproofing Compound).

The Neva-Moth Corporation of America filed with the Board of Standards and Appeals an application, under the requirements of Section C26-178.0b of the Administrative Building Code and the rules of the Board for "Tests of Fire-resistive, Flameproofed Materials, etc.", for approval of its material known as Neva-Flame for use in New York City as a flameproofing compound.

Neva-Flame is a chemical compound containing Ammonium Phosphate, Ammonium Sulphate, Borax and Boric Acid. After thorough mixing, the compound is finely ground to effect quick dissolution in water in the proportions of five pounds of Neva-Flame to three gallons of water. Samples of cotton fabric and rayon fabric were treated at the Empire State Laundry, N. Y. C. on 7/11/40 in the presence of Engineer J. F. Fitzsimons, representing the Board. The samples were treated by immersion in the solution for approximately two minutes, and quick-dried on the premises before being forwarded to Columbia University for test in accordance with the above-mentioned Rules.

Results of these tests (Report dated July 22, 1940) are as follows:

Fabric	Application of Flame	After-flame	After-glow
Cotton—			
Specimen A—treated	12 seconds	0	1 sec.
Specimen B—treated	12 seconds	0	3 sec.
Specimen C—treated	12 seconds	0	6 sec.
Cotton—Untreated	12 seconds	18	60 plus
Rayon			
Specimen A—treated	12 seconds	0	1
Specimen B—treated	12 seconds	0	2
Specimen C—treated	12 seconds	0	2
Rayon—Untreated	12 seconds	63 seconds	60 plus

An analysis of the flameproofing compound submitted to Columbia University shows the following composition (Report dated September 25, 1940):

Component	Percent by Weight
Ammonium Sulphate	54.94
Ammonium Phosphate	35.79
Borax	3.58
Boric Acid	5.70

RECOMMENDATIONS

On the basis of the foregoing data, the Committee on Tests recommends the approval of Neva-Flame for use on cotton fabrics and rayon fabrics (other than celanese acetate rayon) shown herein to be susceptible of being satisfactorily flameproofed by a proper application of the compound. Tests of each specific installation of originally treated combustible material or any re-tests thereof shall be made by the Fire Commissioner or in a laboratory approved by him, in accordance with the Rules of the Board hereinbefore referred to.

The Committee further recommends that each container in which this material is marketed shall be labelled or marked "Approved by the Board of Stand-

77-40-SM

APPLICANT—Neva-Moth Corporation of America, owner.
SUBJECT—Neva-Flame (flameproofing compound), approval of.

APPEARANCES—

For Applicant: S. R. Lowell Senter.

ACTION OF BOARD—Material approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

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ards and Appeals for use in New York City under Cal. No. 777-40-SM". The label shall also include specifications to be followed in the application of Neva-Flame to the various types of fabrics so as to insure their being flameproofed in accordance with the requirements of the Rules for "Tests of Fire-resistant Flameproof Materials, such as Textiles, Paper, Similar Material and Adhesives used for Decorative Purposes and Treated Acoustical Draperies, Carpets and Similar Materials, for use in places of Public Assembly and Special Occupancy Structures," adopted by the Board under Cal. No. 294-40-SR.

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

and

WHEREAS, this report recommended the approval of this material.

Resolved, that the Board of Standards and Appeals does hereby *approve* the material known as Neva-Flame (flameproofing compound) *on condition* that the material be manufactured, used and labelled, stamped or tagged in accordance with above report.

2-43-SM

APPLICANT—Kohler Company, agent, for Indiana Brass Company, owner.

SUBJECT—Indiana Brass Anti-Siphon Float Valve, No. 89, approval of.

APPEARANCES—

For Applicant: K. Hasselbrink.

ACTION OF BOARD—Material approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (2-43-SM)

WHEREAS, the Kohler Company, for the Indiana Brass Company, owner, filed on January 4, 1943, an application with the Board of Standards and Appeals for approval of the material known as the Indiana Brass Anti-Siphon Float Valve, No. 89; and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS.

January 15, 1943.

Re: Cal. No. 2-43-SM

Subject: Indiana Brass Anti-Siphon Float Valve No. 89
—Approval of.

The Indiana Brass Company of Frankfort, Indiana, filed an application with the Board of Standards and Appeals for approval of the Indiana Brass Auto-Siphon Float Valve No. 89 under the provisions of C26-178.0,b for use under C26-1277.0,h (14.8.2.8) Administrative Building Code.

DESCRIPTION

This unit is a leverage control, compression type ballcock, the mechanical operating principle of which is that the fixed discharge opening is set at one-inch elevation above the overflow level of the flush tank. The fixed opening is filled with a flow directional governor consisting of division plates so placed as to dis-

charge the water against a rod extending downward from the opening, the purpose being to minimize the noise from the water at this point, thus eliminating the necessity for a hush pipe, which would create a submerged inlet. The difference between this ballcock and the model No. 88, approved by the Board under Cal. 837-40-SM, is that the model No. 88 included a flow governor on the valve seat.

INSPECTION AND TEST

This unit was inspected and tested at the test bench of the Department of Water Supply, Gas and Electricity at 32 Vanderwater street in the presence of representatives of the Committee on Tests, the Department of Water Supply, Gas and Electricity and the owner. It was subjected to a vacuum of 28½ inches Hg. without any simulated contaminated water being drawn from the flooded flush box into the user. It was also subjected to a sustained vacuum varying from 7 inches to 28½ inches of mercury for a period of five minutes, during which time no simulated contaminated water was forced into the riser.

RECOMMENDATIONS

On the basis of these tests the Committee on Tests recommends the approval of the Indiana Brass Anti-Siphon Float Valve No. 89 for use in New York City under C26-191.0,a for use under the provisions of C26-1277.0,h (14.8.2.8) Administrative Building Code, when manufactured, installed and maintained in accordance with the provisions of this report and provided that each unit bears a label or stamp permanently affixed, to be marked within a circle, on the periphery, at the top, the words 'App'vd' at the bottom 'B.S.& A.' and in the middle 'N.Y.C.' and '2-43-SM'.

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests

and

WHEREAS, this report recommended the approval of this material.

Resolved, that the Board of Standards and Appeals does hereby *approve* the material known as the Indiana Brass Anti-Siphon Float Valve, No. 89, *on condition* that the material be manufactured, installed and labelled, stamped or tagged in accordance with above report.

839-38-SA

APPLICANT—Sylvestre Oil Co., Inc., for Gilbert and Barker Co., owner.

SUBJECT—Application for consideration—reopening an amendment of resolution—re Ballard Oil Burner approval of additional Models GBO1 and EBO (previously approved re Ballard Oil Burner, Model BAO, Esso Oil Burner, Model EBOO, Gilbarco Oil Burner, Model GBOO, also Ballard BBS Un Gilbarco GBS and Esso EBS).

APPEARANCES—

For Applicant: H. Vogeler.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn..
Negative

MINUTES

THE RESOLUTION (839-38-SA)

WHEREAS, Joseph A. Ross, for Modern Utilities Eng. Co., for Gilbert and Barker Mfg. Co., owner, filed October 1, 1938, an application with the Board of Standards and Appeals for approval of the appliance known as Ballard Oil Burner, Model BAO; and

WHEREAS, this appliance was approved by the Board July 1, 1939, also permitting the marketing of the appliance under the names of Esso Oil Burner, Model EBOO and Gilbarco Oil Burner, Model GBOO; and

WHEREAS, the applicant requested reopening of the application and amendment of the resolution to include approval of a new oil burner unit and accordingly the resolution was amended on June 3, 1941; and

WHEREAS, the applicant requested a further amendment of the resolution relative to the approval of Models GBO1 and EBO1; and

WHEREAS, the report of the Committee on Tests of the Board reads:

REPORT OF COMMITTEE ON TESTS.

January 14, 1943.

Re: Cal. 839-38-SA.

Subject: Further Amendment of Resolution Adopted July 11, 1939 as amended June 3, 1941, to include Models GBO1 and EBO1.

The Board of Standards and Appeals July 11, 1939, approved the Ballard Oil Burner model BAO and permitted its marketing as the Gilbarco Oil Burner, Model GBOO and Esso Oil Burner Model EBOO on June 3, 1941. The resolution was amended to permit the use of this burner in a boiler unit known as the Ballard BBS unit, Gilbarco GBS and Esso EBS. Request is now made to include the approval of models known as GBO1 (Gilbarco Model) and EBO1 (Esso Model).

The models differ from those approved only as to size of fan. The size on GBOO and EBOO being 4½ inches in diameter and on GBO1 and EBO1, 5 inches in diameter.

There being no other changes in the burner, it is recommended that the application be reopened and the resolution amended to include Models GBO1 and EBO1.

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

Resolved, that the Board of Standards and Appeals does hereby amend the resolutions of July 11, 1939 and June 3, 1941 in accordance with the report of Committee on Tests above.

93-40-SM

APPLICANT—L. J. Francisco, for The Formica Insulation Co., owner.

SUBJECT—Application for rescindment of resolution adopted by the Board on May 20, 1941 approving 1/16th Inch Formica (decorator sheets for wall covering).

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Resolution of May 20, 1941 rescinded.

THE VOTE TO RESCIND RESOLUTION OF MAY 20, 1941—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (993-40-SM)

WHEREAS, The Formica Insulation Company, owner, filed on October 11, 1940, an application with the Board of Standards and Appeals for approval of the material known as 1/16 inch Formica (decorator sheets for wall covering); and

WHEREAS, this material was approved by the Board on May 20, 1941; and

WHEREAS, the applicant represented that the Council had amended Section C26-667.0 (10.9.2.7,b) of the Administrative Building Code by Local Law No. 439, and the favorable report of the Committee on Tests was predicated on this amendment which purported to provide the Board with a basis for approving this material; that it later developed that this Bill No. 439 (Introductory No. 357) died in committee; that this was called to the applicant's attention and he was advised that the matter would be considered for rescindment; that he then advised that he would have the bill reintroduced which was done under Quinn Introductory No. 55-42 which was passed by the Council and vetoed by the Mayor 4/10/42; that in view of the foregoing, the Board is without a basis for permitting the continuance of the approval of this material.

Resolved, that the resolution of May 20, 1941 be and it hereby is rescinded.

Adjourned: 4:45 P.M.

JOSEPH J. DOYLE, Chief Clerk.

*CORRECTION.

The minutes of the meeting of the Board of Standards and Appeals held on June 23, 1942, as they appeared in Bulletin Vol. 27, No. 26, are hereby corrected to read as follows:

THE RESOLUTION (452-42-A)

WHEREAS, Wood, Cooke and Seitz, for Brooklyn Children's Aid Society, owner, filed on June 4, 1942, an appeal from a decision of the borough superintendent, affecting premises west side of Beach 20th street, 650 ft. south of Plainview avenue (Green Cottage, Wave Crest Convalescent Home); (Block 266, Lot 20), Far Rockaway, Borough of Queens; and

WHEREAS, the decision of the borough superintendent, dated June 3, 1942, on Misc. Applic. No. 1695-42, reads:

"1. Occupancy of frame building other than for dwelling is contrary to sect. 4.1.3 of building code.

2. Exits contrary to art. 6 of building code.

3. Ventilation contrary to sect. 5.1.9 of building code."

and

WHEREAS, the applicant states that the building is 2½ stories (34 ft.) in height; 58 ft. by 39 ft. 4 in. in area; of Class 4 construction; located in a residence D area district; erected prior to 1920; and occupied: basement, staff quarters, 7 persons; 1st floor, vacant; 2nd floor, vacant. It is proposed to be occupied: basement *ground floor*, same; 1st floor convalescent home, 17 persons; 2nd floor, vacant; and

WHEREAS, the applicant contends that during the summer months of 1931 to 1934 inclusive, the Building Department allowed the use of the first floor of this building for 15 children; that in 1935 to 1941 the use of this floor was permitted for members of the staff; that on March 3, 1942 permission was requested to use the first floor for the care of 15 children and 2 attendants from June 15th to October 15th; that it is proposed to use the building from June 15th to October 15th each year to house 15 children and 2 attendants on the first floor and to house the staff in the well-lighted and ventilated basement *ground floor* story, and to keep the 3rd floor vacant; that a night watchman will make the rounds of the building once each hour from 7 P. M. to

MINUTES

7 A. M. during the period of occupancy; that adequate portable fire extinguishers, sand pails and water pails will be placed throughout the building; that the children will be in charge of a competent nursing attendant at all times during the day and night; that the children will sleep in the south and west room of the first floor and the nursing attendant in the northeast room on the first floor; that the cooking will not be done on the premises but meals will be served from the central kitchen in another building; that there will be no heating plant in the building except an automatic gas hot water heater on the basement *ground floor*; that the building is provided with two wooden stairways, one of which is a small interior stairway leading to basement and one of which is a large wide stairway from the first floor exterior to grade; that the distance from grade to bottom of the east window sill is 11 ft. 2 in. and on the south side the porch level varies from 9 ft. 2 in. to 11 ft. above grade; that on the west side of the first floor the small porch is 12 ft. 11 in. above grade; that on the north side, the bottom of the window sill is 12 ft. 10 in. above grade; that it is necessary to use this building during the summer as war conditions are disintegrating many homes which make it impossible for many children in hospitals to return home for adequate convalescent care following illnesses or operations.

Resolved, that the decision of the borough superintendent on Misc. Applic. No. 1695-42, Objection Nos. 1, 2 and 3 be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the building shall not be increased in height or area; that the requirements of the Board under Cal. No. 1487-39-A shall be complied with, and *granted* only so long as the building is under the operation of the Brooklyn Children's Aid Society, and subject to the Department of Welfare, Department of Health and the Department of Hospitals of the City of New York; that the existing exits shall be maintained, and in addition there shall be an additional stairway leading from the porch toward the west to grade; that the building shall be maintained and occupied as proposed; that the top or attic story shall remain vacant; that only children who are capable of locomotion shall be housed; that a gong shall be maintained in the basement *ground floor* for giving alarm in case of fire with a push button on each floor; that the ceiling in the cellar above the water heater shall be fire retarded for a distance of 5 ft. in each direction; that in all other respects the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

*Correction—The words "*ground floor*" inserted in various portions of the resolution as indicated in italics.

RULES

FACTORY EXIT RULES ADOPTED BY THE BOARD OF STANDARDS AND APPEALS FEBRUARY 23, 1927, AND AMENDED JANUARY 15, 1932

(64-27-SR)

STANDARD FACTORY EXITS

Section 1—Fire Escapes.

Rule 1. In any building erected prior to October 1, 1913, now occupied or to be occupied as a factory, more than five stories in height and not exceeding nine stories in height, nor in any case more than 90 ft. from curb level to top floor level, one of the required means of exit or escape under Section 271-1 of the Labor Law may consist of an outside fire escape, provided that:

(a) Any such fire escape hereafter erected shall comply with all the provisions of Section 273, labor law, and in addition thereto:

(1) The balconies and stairs shall be protected on the outside by substantial railings to a height of at least 4 ft. 6 in., measured from floor of balcony or center of stair treads constructed of bars at least one-half ($\frac{1}{2}$) inch in diameter, spaced not more than six (6) inches on centers, or of substantial grille work, or of screening not less than No. 10 U. S. gauge wire with not more than one and one-half ($1\frac{1}{2}$) inch mesh, all rigidly braced;

(2) When there is safe egress from the roof of the building to any adjoining structure, the fire escape stairway shall continue to the roof, and if there be no safe means of egress, a gooseneck ladder shall be provided from the top story balcony to the roof.

(b) Any such fire escape erected prior to October 1, 1913, shall conform in every respect with the requirements of paragraph (a) of this rule, except that balconies may be not less than 3 feet in width; the connecting stairs not less than 20 inches in width, and placed at an angle not exceeding 60 degrees if the building is not over six stories in height, otherwise at an angle of 45 degrees.

Rule 2. In any building erected prior to October 1, 1913, now occupied or to be occupied as a factory, five stories or less in height, one of the required means of exit

under section 271 of the Labor Law may consist of an outside iron fire escape, provided that:

(a) Any such fire escape hereafter erected shall comply with all the provisions of Section 273, Labor Law.

(b) Existing fire escapes shall comply with all the provisions of Section 274, Labor Law and in addition thereto:

(1) The balconies shall be not less than 3 feet width.

(2) The rails around balconies and well holes on stairways shall be not less than 3 feet in height.

(3) Passageways on the balconies shall be not less than 14 inches in the clear.

(4) At least one opening to each balcony shall be a single fireproof casement door at least 2 feet wide and at least 6 feet in height, except that where the distance between the sill and lintel will not permit of an opening 6 feet in height, a casement door not less than 4 ft. 6 in. in height will be permitted.

Rule 3. The single fireproof casement doors leading to fire escape balconies shall open out and shall be self-closing. An easily operated door lock with knobs on both sides of the door shall be provided.

Such fire doors may be at window sill level if fixed in step at least two feet wide, with risers not exceeding eight (8) inches, and treads not less than eight (8) inches are provided on the inside from floor level to sills properly secured.

Rule 4 (a). Any such fire escape erected subsequent to October 1, 1913, and prior to these rules taking effect, unless previously accepted as one of the required means of exit or escape by the administrative official having jurisdiction, shall conform in every respect to the provisions of these rules.

(b) A fire escape shall not hereafter be accepted as constituting one of the required means of exit or escape under Section 271-1 of the Labor Law, in any building erected prior to October 1, 1913, now occupied or to be occupied

RULES

factory, exceeding nine stories in height, or more than 100 feet from curb level to top floor level.

Rule 5. All fire escapes shall be maintained structurally safe, properly painted, and kept clear of all obstructions.

Section 2—Enclosure of Factory Stairways.

Rule 6. Except as herein provided, in all factory buildings five stories or less in height, erected prior to October 1, 1913, in which there are more than twenty-five persons employed above the second story, all interior stairways serving as required means of exit, and the landings, platforms and passageways connected therewith, shall be enclosed on all sides by partitions of fire-resisting material extending continuously from the lowest point of the stairway in accordance with the following schedule:

Number of stories	Contents combustible, no sprinkler	Contents non-combustible, no sprinkler	Contents combustible, and sprinkler	Contents non-combustible and sprinkler
Three	Stairways Enclosed			
Four	Stairways Enclosed	Stairways Enclosed		
Five	Stairways Enclosed	Stairways Enclosed	Stairways Enclosed	

The term "contents" as used above means articles, goods, wares and merchandise, packed, stored, manufactured or in the process of manufacture.

The term "combustible" as used above means articles, goods, wares or merchandise which will burn or support combustion.

The term "sprinkler" as used above means an adequate automatic sprinkler equipment installed and maintained in good working order on each floor.

The term "story" as used above means that part of a building between any floor and the floor or roof next above;—the first story is that part of a building which is more than 50 per cent above the floor level and the floor next above the curb or average grade level.

Where the stairway extends to the top floor of the building, such partitions shall extend to the under side of the roof boarding. That portion of the under side of the roof beams within the stair enclosure shall be covered with fire-resisting material, except in buildings with roofs of non-combustible material, in which case the partitions may stop at the under side of the roof.

Where the stairway is required to extend to the roof, the enclosure shall be so built as to form a bulkhead. The enclosure shall be ventilated by a skylight in the roof with covers or ventilators, or exterior windows with ventilating devices at the top floor.

All openings in such partitions shall be provided with approved self-closing fire doors, except where such openings are in the exterior wall of the building.

The bottom of the enclosure shall be of fireproof material at least four inches thick unless the partition extends to the cellar bottom.

A horizontal exit, as defined in section 267 of the Labor Law, will be accepted as a compliance with this rule when both sides of the fire wall or walls are occupied on any story floor by the same occupant.

Rule 7. Where there are occupancies on any story or part of a story involving the storage or use below the second story of the following materials and exceeding the amounts specified, and there are more than 5 persons employed at manufacturing above such occupancy, the interior stairway serving as required means of egress shall be enclosed on that story with fire-resisting material from floor to under side of floor above, including any exposed stairways, landings and passageways; openings shall be provided with approved self-closing fire doors.

Nitrocellulose in any shape or form, 10 pounds.
Volatile inflammable oils, 1 gallon.
Volatile inflammable mixtures, 5 gallons.
Combustible mixtures, 10 gallons.
Paints, varnishes and lacquers, 10 gallons.
Upholstering or mattresses, manufacturing or repairing.
Cotton, rag and paper sorting, 1 ton.
Paper box manufacturing.
Restaurants and lunch rooms with cooking (not including tea, coffee or similar beverages).

The Board shall rule upon new occupants as they arise and pass upon points under dispute.

When more than two stories are to be segregated, as above, the entire stairway shall be enclosed in fire-resisting material where there are more than 5 persons employed at manufacturing above the first story.

Rule 8. Required Exits and Enclosures of Stairways in Two-Story Factory Buildings.

1. Required Exits.—In every two-story factory building erected prior to October 1, 1913, in which more than five persons are employed at manufacturing, there shall be provided from each story at least two means of exit or escape from fire remote from each other, one of which from every floor above or below grade shall lead to or open on an interior stairway which shall be enclosed, as hereinafter provided, or on an exterior enclosed stairway. The other may lead to such a stairway, or to a horizontal or grade exit, or to an exterior screened stairway, or to a fire-escape conforming to section 273, Labor Law, or rule 2 of these rules. Except that exit door shall be a fire door, with substantial steps to the sills properly secured when sill is more than 8 inches above the floor level; and where there is no safe egress from the roof, a gooseneck ladder shall be provided from top balcony to the roof, except on the front of buildings.

Unobstructed egress from the foot of the fire escape or exterior screened stairway shall be as required by section 273, Labor Law, or to open adjoining yard with egress to the street. No point on any floor of such building shall be more than one hundred and fifty (150) feet distant from such an exit.

Rule 9. Enclosure of Stairways.—In two-story buildings where there are occupancies on any story or part of a story involving the storage or use below the top story of any of the materials exceeding the amounts specified in Rule 7 and there are more than 5 persons employed at manufacturing above such occupancy, all interior stairways serving as required means of exit shall be enclosed from the lowest point of such stairway to the ceiling of the first floor by partitions of fire-resisting material, unless the building is provided with a wet sprinkler system, in which case such enclosure of stairways shall not be required. Such enclosures shall lead directly to a door opening outwardly to a street or road, or an open area affording unobstructed passage to a street or road. All openings in such enclosure shall be provided with fire doors equipped with self-closing devices.

All reference herein to "Enclosure of Stairways" shall be considered as applying only to required stairways.

Rule 10. Storage of Combustible Material Within Factory Stairway Enclosures.

In all factory buildings no articles or wares of any nature shall be kept or stored inside the limits of any stairway enclosure or unenclosed stairway, or on the landings, platforms or passageways connected therewith.

But this shall not prohibit the erection and maintenance of a stand to be built of incombustible material and wire glass or 1/4-inch-thick plate glass for the retail sale of cigars, cigarettes and tobacco and candies in original packages or daily newspapers in the public hall or corridor on the first story of any building provided there is no open flame. All portions of the stand and any portion of any permitted accessory use to same shall be set back at least 18 inches

RULES

from the outside line of travel of the required legal width of exit. Each such stand shall be provided with at least one approved 2½-gallon chemical fire extinguisher.

Section 3—Safe Egress from Roofs of Factory Buildings.

Rule 11. Interior stairways serving as required means of exit in factory buildings erected after October 1, 1913, and not exceeding five stories in height, and in buildings erected before October 1, 1913, now occupied or to be occupied as a factory, shall not be required to extend to the roof where there is no safe egress from the roof, under Sections 270, 271 and 272, Labor Law.

(a) When the roofs, or the top of the parapet wall of an adjoining building are more than eight feet below or more than five feet above the top of the parapet wall of the building in question, and there is no outside party wall fire escape, party wall exterior screened stairway, party wall balconies or bridges, or where any outside exits do not connect to adjoining buildings at roof level, or where there are no unbarred window openings five feet above the roof or parapet wall of the building in question.

(b) When the roof of the building in question has a pitch exceeding one foot in six feet of horizontal run.

Rule 12 (a). When there is no safe egress from the roof, as above described, there shall be in all cases at least a double-rung ladder at the top of the interior stairway, and within the interior stairway enclosure when stairway is enclosed. Such ladder shall be at least 18 inches in width and shall be properly secured at top and bottom. The ladder shall lead to a scuttle opening not less than 2 feet by 3 feet or be of such additional area as may be required to provide ample head room. The scuttle cover shall be hinged and of light weight construction, or be counter-balanced. An easily operated hook may be provided on scuttle cover.

(b) Where the stair bulkhead door opens within 10 feet from the open edge of the roof, an iron railing properly braced at least 3 feet high and at least 10 feet long shall be provided at the edge of roof.

SUBSTANDARD FACTORY EXITS

Section 4—Fire Escapes.

Rule 13. When in addition to the required exits from any factory or factory building, there exist other means of egress which are not entirely in accordance with the re-

quirements of the Labor Law and the Rules of the Board of Standards and Appeals, such means of egress may be retained under the following conditions:

(a) **Fire Escapes.**—All substandard fire escapes on factory buildings shall be maintained, structurally safe, properly painted, and with the openings leading thereto, kept in good repair.

In lieu of a counter-balanced stairway, a drop ladder with guides with a back-drop gravity hook may be provided.

The drop ladder shall be of sufficient length to reach from the lowest balcony to the ground or safe landing place with a passageway opening cut in the balcony rail which rail shall be properly braced.

When such substandard fire escapes are located in court, side or rear of a building, proper egress to a point of safety shall be provided, either to open adjoining yard or the lowest balcony may be connected to an adjoining fire escape, exterior stairway, to the roof of adjoining extensions, or other means of egress satisfactory to the authorities having jurisdiction.

Substandard fire escapes shall be kept clear of all obstructions, shall not be used for fire drills, and shall not be considered as a basis for increase in occupancy.

Section 5—Stairways and Bridges.

Rule 14. Interior Stairways.—All interior stairways not conforming to the requirements of the Labor Law and rules of the Board of Standards and Appeals may be retained, provided that egress to same is maintained unobstructed, halls are properly lighted, and all landings, passageways, etc., are maintained free and unobstructed. An easily operated panic bolt or other similar device may be installed at street exit door.

Rule 15. Exterior Screened Stairways.—Exterior screened stairways not serving as a required means of egress shall be maintained structurally safe and properly painted, exits thereto and all platforms and passageways thereof shall be maintained unobstructed and egress from termination shall be provided as required for substandard fire escapes in subdivision a.

Rule 16. Horizontal Bridges.—Horizontal bridges and party wall balconies between buildings shall be maintained structurally safe and properly painted, and access thereto and all passageways thereof shall be maintained unobstructed.

Rule 17. No sign of any character shall be placed over openings leading to these substandard exits.

NOTICE

THE BUILDING LAWS

Now on Sale

THE VARIOUS BUILDING LAWS OF THE CITY OF NEW YORK ARE NOW published in FOUR SEPARATE VOLUMES, consisting of matters affecting or relating to the construction, maintenance, alteration, demolition or removal of structures and buildings in the City of New York; including excerpts from the STATE LABOR LAW, the PLUMBING CODE, ELEVATOR RULES, THE NEW YORK CITY CHARTER, the complete BUILDING CODE OF THE CITY OF NEW YORK; the MULTIPLE DWELLING LAW, the STATE PLASTERING LAW, and various local laws, and building and construction rules and regulations adopted by various City and State agencies.

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FORMS FOR NOTICE TO PROPERTY OWNERS

Applicants, under the building zone resolution, are entitled to one copy of Form 7NO.

If they desire additional copies, for their own convenience in notifying property owners, they may obtain such

copies at the office of the Board of Standards and Appeals, Room 1018, Municipal Building, Manhattan, at three cents each—postage to be added if the forms are forwarded by mail.

BULLETIN

OF THE

BOARD OF STANDARDS AND APPEALS

CITY OF NEW YORK

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No. 6

DIRECTORY

BOARD OF STANDARDS AND APPEALS

HARRIS H. MURDOCK, Chairman

BERNARD A. SAVAGE

CHARLES M. BLUM

CHIEF JOHN E. GUNN

JOSEPH J. DOYLE, *Chief Clerk*

OFFICE—Municipal Building, Rooms 1000 to 1018.

TELEPHONE—WOrth 2-5600.

OFFICE HOURS FOR PUBLIC—9 a. m. to 4 p. m.

Saturdays 9 a. m. to 12 noon.

Address all communications to the Chairman

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439-41-SM.

COURT DECISION

In the Matter of Milani v. Murdock—On July 21, 1942, the Board denied appeal from a decision of the Acting Borough Superintendent, requiring dual means of egress pursuant to Section 187, Multiple Dwelling Law; Cal. No. 511-42-A; premises 1660 Hering Avenue, Borough of The Bronx. The building is two stories and basement with a roof having a pitch exceeding 15 degrees, and occupied without a Certificate of Occupancy as a Class A converted dwelling for three families; applicant contended that under Section 187 of the Multiple Dwelling Law the building is exempted from the requirements for a second means of exit. The Board, in interpreting the law, declared that if a scuttle in the roof, even if the pitch exceeds 15 degrees, is not provided, the second means of exit is required.

Mr. Justice McGeehan at Special Term, Supreme Court, denied motion, stating that "under prevailing conditions the court does not feel justified in interfering with the decision of the Bronx Superintendent of Housing and Buildings and the affirmance thereof by the Board of Standards and Appeals, inasmuch as said decision is in no way unreasonable, arbitrary or capricious and is obviously directed at keeping contemplated hazards from becoming unduly increased."

(N. Y. L. J. January 30, 1943.)

NOTICE TO APPELLANTS AND APPLICANTS

No appeal or application will be entertained in connection with which court proceedings are pending or in progress, unless exception is granted by the chairman, nor accepted which is not filed within thirty days from the date of the action of the Administrative Official.

Any communication purporting to be an appeal or application shall be regarded as a mere notice of intention to seek relief until it is filed on the form required by the rules of this board.

Upon receipt of any such communication the writer will be supplied with the official forms for presenting his appeal or application.

At the time of filing an appeal or application, the appellant or applicant shall forward a signed notice of appeal addressed to the administrative official (either commissioner of buildings or fire commissioner) and file with this board a duplicate of said notice.

Appellants and applicants are advised that their plans must indicate the points of the compass so as to establish the true location and position of the property, the subject of the appeal or application.

Appeals and applications will be simplified and disposition of same expedited by conforming to these directions

HARRIS H. MURDOCK, *Chairman*.

CALENDAR

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New Cases Filed up to February 2, 1943.

Cal. No. Dept. Premises Affected.
44-43-BZ—H.B.B.—70-74 Malta street, west side, 100 ft. north of Hegeman avenue (Block 4294, Lot 32), Borough of Brooklyn, B.N. 53-43.

45-43-A—H.B.Q.—47-11 108th street, northeast corner of 48th avenue (Block 2003, Lot 87), Corona, Borough of Queens, Alt. 1576-42.

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1192-40-BZ—H.B.M.—312-338 West 59th street, south side, and 315-347 West 58th street, north side, 200 ft. east of Ninth avenue (Block 1049, Lots 9 and 44), Borough of Manhattan, Decision re Certificate of Occupancy.

153-39-BZ—H.B.Q.—28-02 41st street and 40-16 28th avenue, northwest corner (Block 663, Lot 21), Astoria, Borough of Queens, B.N. 37-39.

429-37-BZ—H.B.Q.—47-11 108th street, northeast corner of 48th avenue (Block 2003, Lot 87), Corona, Borough of Queens, Alt. 1576-42.

569-38-SM—Laclede Steel Joists, manufactured by Laclede Steel Company, Material.

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Concrete Flat Slabs, Rules	July 13, 1937—Vol. 22, No. 28
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Concrete Rules (Hydrated Lime)	Aug. 3, 1937—Vol. 22, No. 31
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LIST OF APPROVED APPLIANCES

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Anti-Siphon Valves	Nov. 25, 1941—Vol. 26, No. 47A
Fireline Hose Valves	Nov. 25, 1941—Vol. 26, No. 47A
Fuel Oil Burners for Domestic and Commercial Use	Nov. 25, 1941—Vol. 26, No. 47A
Fuel Oil Pipe Terminals	Nov. 25, 1941—Vol. 26, No. 47A
Fuel Oil Burners for Industrial Use	Nov. 25, 1941—Vol. 26, No. 47A
Fuel Oil Pumps	Nov. 25, 1941—Vol. 26, No. 47A
Gas Heaters	Nov. 25, 1941—Vol. 26, No. 47A
Paint, Varnish and Lacquer Spraying equipment	Nov. 25, 1941—Vol. 26, No. 47A
Range Oil Burners and Space Heaters	Nov. 25, 1941—Vol. 26, No. 47A
Vacuum Breakers	Nov. 10, 1942—Vol. 27, No. 45

FEBRUARY 9, 1943, 10 A.M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolutions, *Tuesday morning, February 9, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

45-42-BZ—Application, January 20, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Samuel Schenkel, owner, to permit in a business use district, the alteration of and also the erection of a new accessory building on an existing gasoline service station; premises 4313-4323 Fourth avenue and 401-405 44th street, northeast corner (Block No. 729, Lot No. 1), Borough of Brooklyn.

743-42-BZ—Application, October 19, 1942, under section 7f of the zoning resolution, of Sidney H. Kitzler, applicant on behalf of Estate of D. J. Leary (Arthur Leary, Executor) and John Teague, owners, (John Teague, lessee), to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 51-59 Maujer street and 451-457 Lorimer street, northwest corner (Block No. 2785, Lot Nos. 3, 35 and 36), Borough of Brooklyn.

1261-39-BZ—Application of Lama and Proskauer, applicants, on behalf of Gulf Oil Corporation, owner, reopened May 26, 1942, under section 7c of the zoning resolution, to permit partly in a business use and partly in a residence use district, the parking and storage of more than five (5) motor vehicles upon a plot occupied as a gasoline service station (previously withdrawn); premises 2701-2711 Fort Hamilton parkway and 1358-1368 Prospect avenue, northwest corner (Block No. 5284, Lot No. 64), Borough of Brooklyn.

514-42-BZ—Application, June 27, 1942, under sections 7h and 21 of the zoning resolution, of Arthur H. Haare, applicant, on behalf of Pennsylvania Railroad Company, owner (Kesbec, Incorporated, lessee), to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 39-11 to 39-33 Skillman avenue, north side, 100 ft. east of 39th street (Block No. 183, part of Lot No. 1), Long Island City, Borough of Queens.

669-42-BZ—Application, September 11, 1942, under sections 7f and 21 of the zoning resolution, of Wing Holdir Corporation, applicant and owner, to permit in a business

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use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 40-11 Skillman avenue, north side, 545.51 ft. west of 43rd street (Block No. 183, Lot No. 290), Long Island City, Borough of Queens.

203-41-BZ—Application, March 10, 1941, under sections 7c and 21 of the zoning resolution of Herman Kron, applicant, on behalf of Rosebeck Holding Corporation, owner, to permit in a residence use district, the conversion of occupancy of part of an existing public garage to retail stores; premises 1526 Grand Concourse, east side, 377.44 ft. south of Mt. Eden avenue and 1541 Sheridan avenue (Block No. 2821, Lot Nos. 11 and 65), Borough of The Bronx.

288-42-BZ—Application, November 10, 1942, under section 7e of the zoning resolution, of Frank C. Keller, applicant, on behalf of John Laronga, owner, to permit in a business use district, for a term of two years, the use of the premises as a coal yard; premises 43-01 104th street and 104-02 43rd avenue, southeast corner (Block 1987, Lot 75), Corona, Borough of Queens.

285-41-BZ—Application, December 16, 1941; dismissed for lack of prosecution April 14, 1942; reopened and restored to calendar, January 12, 1943, under section 21 of the zoning resolution, of Jack Z. Cohen, applicant, on behalf of Benjamin Gertner, owner, to permit in a business use district, the conversion of occupancy of a building to use for the storage or baling of junk, paper and rags; premises 1463 Crotona place, west side, 85 ft. north of St. Paul's place (Block 2927, Lot 30), Borough of The Bronx.

34-35-BZ—Application of Irving M. Fenichel, applicant, on behalf of Ken-Isle, Inc., owner, reopened January 26, 1943, for consideration as to amendment of resolution—re Application, previously granted on condition, under section 7a of the zoning resolution, permitting on a plot of ground, located in a business use and residence use district, in which is located a dry cleaning and dyeing establishment, the erection of an extension to the dry cleaning and dyeing building, a garage for more than five motor vehicles and the erection of an additional dyeing and dry cleaning building and accessory tanks, etc.; premises 18-05 11th avenue (Cross Island boulevard), east side, 800 ft. south of Locke avenue (Block 4729, Lot 46, Block 4732, Lot 9, Blocks 4746 and 4747, Lot 1), Whitestone, Borough of Queens.

26-42-BZ—Application, May 25, 1942, under sections 7f and 7h of the zoning resolution, of Nathan Weissberg, applicant, on behalf of Lenore Realty Corporation, owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 695-699 Utica avenue, east side, 50 ft. south of Clarkson avenue (Block No. 4637, Lot No. 44), Borough of Brooklyn.

57-42-BZ—Application, March 27, 1942, under section 1 of the zoning resolution, of Michael A. Cardo, applicant, on behalf of Maria Sciacca, owner, to permit in a business use district, the alteration and conversion of occupancy of a building used as a marble works (previously granted by the Board) to a garage for more than five motor vehicles. The building in question is located on the same street and between the same two intersecting streets, upon which there exists a school; premises 330-332 East 110th street, south side, 250 ft. west of First avenue (Block 1681, Lot 37), Borough of Manhattan.

42-40-BZ—Application of Raymond Irrera, applicant, on behalf of Selvin Realty Company and Mollie Sprecher, owners (Orazio Amaru, lessee), reopened November 10, 1942, under sections 7h and 21 of the zoning resolution, to permit partly in a residence use and partly in a business use district, for a term of two years, the parking and storage of more than five motor vehicles (previously denied);

premises 42-02 31st avenue, 31-15 42nd street, southeast corner and east side of 42nd street, 97.5 ft. south of 31st avenue (Block 692, Lots 36, 37, 40 and part of 51), Astoria, Borough of Queens.

625-42-BZ—Application, August 18, 1942, under section 7e of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Victor Cohen and Abraham Cohen, owners, to permit in a residence use district, the conversion of occupancy and use for a period of two years, of part of an existing dwelling, to a business use (tailor shop); premises 1129 Willmohr street, north side, 75 ft. east of East 96th street (Block 4671, Lot 37), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

FEBRUARY 9, 1943, 2 P. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday afternoon, February 9, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:*

589-38-BZ—Application of The Franklin Savings Bank in the City of New York, applicant and owner, reopened January 19, 1943, re consideration as to extension of permit (same having expired by limitation)—re Application, previously granted on condition, under sections 7h and 21 of the zoning resolution, permitting in a retail use district, for a temporary period of two years, the transient parking of more than five motor vehicles; premises 303 West 51st street, north side, 58 ft. 10½ in. west of Eighth avenue (Block 1042, Lot 28½ and part of Lots 29, 30, 30½, 31, 32, 33 33½ and 34), Borough of Manhattan.

Appeals from Administrative Decisions.

722-42-A—2515 Grand Concourse, west side, 106.34 ft. north of East Fordham road (Block No. 3167, Lot No. 76), Borough of The Bronx.

899-42-A—753-759 Seventh avenue and 154-166 West 50th street, southeast corner (Block 1002, Lot 61), Borough of Manhattan.

758-42-A—316 South 5th street, south side, 80 ft. west of Rodney street (Block No. 2461, Lot No. 12), Borough of Brooklyn.

855-42-A—205-215 East 42nd street, north side, 80 ft. east of Third avenue and 204-210 East 43rd street (Block 1316, Lot 5), Borough of Manhattan.

745-42-A—76-36 137th street, block bounded by Park Drive east, 73rd terrace, 136th street, 137th street and 77th avenue (Block 6585, Lot 2), Flushing, Borough of Queens.

14-43-A—361 Stagg street and 195 Morgan avenue, northwest corner (Block 3029, Lot 65), Borough of Brooklyn.

635-42-A—1688 St. Marks avenue, southeast corner of Rockaway avenue (Block 1461, Lot 11), Borough of Brooklyn.

794-42-A—412-414 West 26th street, south side, 139 ft. west of Ninth avenue (Block 723, Lot 46), Borough of Manhattan.

Appliance and Materials for Approval.

40-42-SA—Central Station Signals, Inc. Method for Central Station Fire Alarm and Air Pressure Supervision of Non-Automatic Sprinkler Systems.

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790-42-SM—Rocklath and Diamond Liner (Gypsum Lath) Plasterboard.

278-39-SM—Keasbey and Mattison Company Asbestos-Cement Corrugated (Roofing and Siding).

HARRIS H. MURDOCK, *Chairman.*

FEBRUARY 16, 1943, 10 A.M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday morning, February 16, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

382-42-BZ—Application, May 11, 1942, under section 7h of the zoning resolution, of Ervin Palmer, applicant, on behalf of General Baking Company, owner (C Solomon Mayer, lessee), to permit in a residence use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 530-540 East 81st street and 28-34 East End avenue, southwest corner (Block No. 1577, Lot No. 27), Borough of Manhattan.

304-42-BZ—Application, April 13, 1942, under sections 7a, 7b, 7c and 7e of the zoning resolution, of Harold P. Zoller, applicant, on behalf of Flushingside Realty & Construction Co., owner (I. B. Kleinert Rubber Co., lessee), to permit partly in a business use and partly in a residence use district, the conversion of occupancy of an existing garage to a factory (manufacture of babies diapers) and the continuance of this use for a term of two years; premises 136-06 31st road and 31-05 Linden place, southeast corner (Block 4409, Lot 24), Flushing, Borough of Queens.

545-42-BZ—Application, June 30, 1942, under section 7h of the zoning resolution, of A. H. Salkowitz, applicant, on behalf of Lubritorium, Inc., owner, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 77-02 Roosevelt avenue, southeast corner of 77th street (Block 1488, Lot 1), Jackson Heights, Borough of Queens.

885-42-BZ—Application, December 17, 1942, under section 7e of the zoning resolution, of Vitale Della Penna, applicant, on behalf of Bessie Levinthim, owner, to permit in a business use district, the conversion of occupancy of an existing building to a milk bottling and distributing station and the use of same for a term of two years; premises 667-669 Hunts Point avenue, west side, 145.30 ft. south of Bryant avenue (Block 2766B, Lot 120), Borough of The Bronx.

HARRIS H. MURDOCK, *Chairman.*

FEBRUARY 16, 1943, 2 P. M.

Appeal from Administrative Decision.

719-42-A—1360-1366 Fifth avenue and 1-3 West 113th street, northwest corner (Block 1597, Lot 33), Borough of Manhattan.

Appliance and Material for Approval.

30-43-SA—Herd Thermostatic Damper Control (Automatic Draft Regulator).

900-41-SM—Damp Coat Enamel (Water-Resisting Paint).

FEBRUARY 24, 1943, 10 A. M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution *Wednesday morning, February 24,*

1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

839-42-BZ—Application, December 1, 1942, under section 21 of the zoning resolution, of James E. McKillop, applicant, on behalf of McCann and Hose, owners, to permit in an unrestricted use and also B area district, the erection and maintenance of an extension at the rear of the 2nd story of an existing building; the said proposed extension does not comply with rear yard requirements of the zoning resolution; premises 172 Pacific street, south side, 215 ft. east of Clinton street (Block 292, Lot 15), Borough of Brooklyn.

166-42-BZ—Application, February 26, 1942, under section 7h of the zoning resolution, of Fannie Tobachnick, applicant and owner, to permit in a residence use district for a term of two years, the parking and storage of more than five motor vehicles; premises 575-579 Jerome street, east side, 200 ft. north of Livonia avenue (Block 4078, Lots 12, 13 and 14), Borough of Brooklyn.

451-42-BZ—Application, June 4, 1942, under section 7h of the zoning resolution, of Lania and Proskauer, applicants, on behalf of Joseph Ricca, Sr., owner, to permit partly in a residence use and partly in a business use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 982-984 Hopkinson avenue, west side, 100 ft. north of Hegeman avenue (Block 3622, Lots 6, 9 and 56), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

FEBRUARY 24, 1943, 2 P. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Wednesday afternoon, February 24, 1943*, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

153-39-BZ—Application of Sidney L. Strauss, applicant on behalf of Jacobena Foster, owner, reopened February 1943, for consideration as to extension of permit (said permit having expired by limitation)—re Application, previously granted on condition, under section 7h of the zoning resolution, for a temporary period of not more than two years, the parking and storage of more than five motor vehicles; premises 28-02 41st street and 40-16 28th avenue, northwest corner (Block 663, Lot 21), Astoria, Borough of Queens.

Appeals from Administrative Decisions.

573-42-A—983 McDonald avenue, east side, 22 ft. south of Webster avenue (Block 5419, part of Lot 8), Borough of Brooklyn.

821-42-A—1540 59th street, south side, 320 ft. east of 1st avenue (Block 5509, Lot 23), Borough of Brooklyn.

664-42-A—1155-1205 Manhattan avenue and 93-99 Commercial street, northwest corner (Building No. 1—1st floor); (Block No. 2472, Lot No. 350), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

MARCH 2, 1943, 10 A. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday morning, March 2, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

987-41-BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kiesewet

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applicant, on behalf of The Texas Company, owner, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station; premises 736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn.

Appeal from Administrative Decision.

92-42-A—796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn, Misc. 8575-41.

HARRIS H. MURDOCK, *Chairman.*

MARCH 15, 1943, 2 P. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday afternoon, March 16, 1943*, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

17-42-BZ—Application, August 12, 1942, under section 7c of the zoning resolution, of John F. Payne, applicant, on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the erection and maintenance of a new accessory (lubritorium) building on an existing gasoline service station; premises 1979 East

177th street, northwest corner of Pugsley avenue (Block No. 3794, Lot No. 50), Borough of The Bronx.

Appeal from Administrative Decision.

746-42-A—241 West 72nd street, north side, 280 ft. 5½ in. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman.*

MARCH 23, 1943, 10 A. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday morning, March 23, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

284-42-BZ—Application, April 7, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of North American Oil Corporation, owner (Matt David, lessee), to permit in a business use district, upon a plot occupied as a gas station and individual garages, the erection and maintenance of a building to be occupied as a garage for more than five (5) motor vehicles, lubritorium, dressing rooms and office and the use of the remainder of the plot as a gasoline service station; premises 1672-1680 86th street, southeast corner of Bay 14th street (Block No. 6365, part of Lot No. 33), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

MINUTES

BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

TUESDAY MORNING, FEBRUARY 2, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

The minutes of the regular meetings of the Board held on *Tuesday morning, January 26, 1943*, and *Tuesday afternoon, January 26, 1943*, were approved as printed in Bulletin No. 28, Vol. 28.

ZONING CASES

103-41-BZ

APPLICANT—Herman Kron, for Rosebeck Holding Corporation, owner.

SUBJECT—Application (re decision of the acting borough superintendent) under sections 7c and 21 of the zoning resolution, to permit in a residence use district, the conversion of occupancy of part of an existing public garage to retail stores.

PREMISES AFFECTED—1526 Grand Concourse, east side, 377.44 ft. south Mt. Eden avenue and 1541 Sheridan avenue (Block 2821, Lots 11 and 65), Borough of The Bronx.

APPEARANCES—

For Applicant: Herman Kron and Seelig Tarter.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 9, 1943, at 10 A. M. for consideration by the Board.

987-41-BZ

APPLICANT—Louise A. Kiesewetter, for Texas Company, owner.

SUBJECT—Application (re decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station.

PREMISES AFFECTED—736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block 4675, Lot 6), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

For Opposition: Benjamin Silver, Solomon Shapiro, Louis Weinstein, Ida Putterman, Nathan Ciganeri, Jacob Krinsky and Harry Broder.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to March 2, 1943, at 10 A. M. on telephonic request of applicant's representative.

1085-41-BZ

APPLICANT—Jack Z. Cohen, for Benjamin Gertner, owner.

SUBJECT—Application reopened January 12, 1943 (decision of the acting borough superintendent) under section 21 of the zoning resolution, to permit in a business use district, the conversion of occupancy of a building to use for the storage or baling of junk, paper and rags (previously dismissed for lack of prosecution).

MINUTES

PREMISES AFFECTED—1463 Crotona place, west side, 85 ft. north of St. Paul's place (Block 2927, Lot 30), Borough of The Bronx.

APPEARANCES—

For Applicant: Jack Z. Cohen and Benjamin Gertner.

For Opposition: Michael Charzuk and Philip Joseph.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 9, 1943, at 10 A. M., for inspection by a committee of the Board. No further argument.

788-42-BZ

APPLICANT—Frank C. Keller, for John Laronga, owner.

SUBJECT—Application (decision of the borough superintendent) under section 7e of the zoning resolution, to permit in a business use district, for a term of two years, the use of the premises as a coal yard.

PREMISES AFFECTED—43-01 104th Street and 104-02 43rd avenue, southeast corner (Block 1987, Lot 75), Corona, Borough of Queens.

APPEARANCES—

For Applicant: Frank C. Keller, Maxim Ingber, Mary Iorio and Dominick Rossi.

For Opposition: William Boyes, Joseph J. Traficanti, Joseph Drucker, Frank Murioca and Gustave Goldman, Board of Education.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 9, 1943, at 10 A. M. for inspection by a committee of the Board. No further argument.

87-42-BZ

APPLICANT—AAA Properties, Incorporated, owner.

SUBJECT—Application reopened December 8, 1942, by order of the court—re Application (decision of the borough superintendent) previously denied by the Board, under section 7h of the zoning resolution, to permit partly in a business use and partly in an unrestricted use district, for a temporary period of not more than two (2) years, the parking and storage of more than five (5) motor vehicles.

PREMISES AFFECTED—3856-3872 Ninth avenue, west side, between West 206th and West 207th streets (Block 2203, Lot 21), Borough of Manhattan.

APPEARANCES—

For Applicant: Florence A. Malliband.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application denied.

THE VOTE TO GRANT—

Affirmative 0
Negative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4

THE RESOLUTION (87-42-BZ)

WHEREAS, AAA Properties, Incorporated, owner, filed January 27, 1942, an application under section 7h of the building zone resolution, to permit partly in a business use and partly in an unrestricted use district, for a temporary period of not more than two (2) years, the parking and storage of more than five (5) motor vehicles; premises: 3856-3872 Ninth avenue, west side, between West 206th and West 207th streets (Block 2203, Lot 21), Borough of Manhattan; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting, April 21, 1942, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Ninth avenue is in a business and unrestricted use district; that West 207th street is in a business and unrestricted use district and that West 206th street is in a residence and unrestricted use district; and

WHEREAS, the decision of the borough superintendent of buildings, dated January 9, 1942, reads:

"With reference to your application dated December 31, 1941, for a certificate of occupancy for use of the above premises for the storage and parking of more than five (5) motor vehicles, we wish to state that said application has been denied, as the premises are located in a business district, where this occupancy is prohibited by Section 4 of the Building Zone Resolution.

South portion of premises are located in an unrestricted district, above denial only refers to the north portion of plot."

and

WHEREAS, the applicant states that the premises consist of a plot of ground having a frontage of 200 ft. on Ninth avenue, 100 ft. on West 206th street and 100 ft. on West 207th street; that the West 207th street front of the plot is in a business use district and the West 206th street frontage of the plot is in an unrestricted use district and that it is proposed to use the plot for a temporary period of not more than two (2) years, for parking and storage of more than five (5) motor vehicles; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that there was no justification for the exercise of its discretion to grant a zoning variance under section 7, subdivision h of the building zone resolution, for the use of the plot for parking and storage of more than five (5) motor vehicles; and

WHEREAS, this application was denied by the Board on April 21, 1942, the resolution reading as follows:

"Resolved, that the decision of the borough superintendent dated January 9, 1942, be and it hereby is *affirmed* and that the application be and it hereby is *denied*."

and

WHEREAS, upon Court review at Special Term, the Board's decision was upheld, but later the Court remanded the application to the Board for additional testimony; and

WHEREAS, upon order of the Court, the application was restored to the Board's calendar on December 8, 1942, at hearings held on January 12, 1943, and January 19, 1943, decision was reserved until February 2, 1943; and

WHEREAS, such additional testimony has been heard and the Board can find no justification for the exercise of its discretion to grant a zoning variance under section 7, subdivision h of the zoning resolution.

Resolved, that the decision of the borough superintendent dated January 9, 1942, be and it hereby is *affirmed* and that the application be and it hereby is *denied*.

836-42-BZ

APPLICANT—Harry Yahr (lessee), for The Gerry Industries, Inc., owner.

SUBJECT—Application (decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a retail-1 use district, for a term of two years, the parking of more than five motor vehicles.

PREMISES AFFECTED—108-112 West 41st street, south side, 125 ft. west of Sixth avenue (Block 993, Lot 38), Borough of Manhattan.

APPEARANCES—

For Applicant: Harry Yahr.

For Opposition: Clarence S. Ellen and G. Heidenreich.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application denied.

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THE VOTE TO GRANT—

Affirmative: Commissioner Savage 1
Negative: Chairman Murdock, Commissioner
Blum and Deputy Chief Gunn..... 3

THE RESOLUTION (836-42-BZ)

WHEREAS, Harry Yahr (lessee), for The Gerry Estates, Incorporated, owner, filed on November 30, 1942, an application under section 7h of the zoning resolution, to permit a retail-1 use district, for a term of two years, the parking of more than five motor vehicles; premises 108-112 West 41st street, south side, 125 ft. west of Sixth avenue (Block 993, Lot 38), Borough of Manhattan; and

WHEREAS, a public hearing was held on this application before the Board of Standards and Appeals, at its regular meeting February 2, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and WHEREAS, the use district maps accompanying the zoning resolution show that West 41st street is in a retail-1 use district; West 40th street is in a retail-1 and residential use district; Sixth avenue is in a retail and residence use district; and Broadway is in a retail-1 use district; and WHEREAS, the decision of the borough superintendent dated November 16, 1942, reads:

"Your application for temporary certificate of occupancy for parking space and office, ground floor, at above location is hereby denied for the reason that such use would be contrary to the zoning resolution in a Retail-1 Use District."

WHEREAS, the applicant states that the premises consist of a plot of ground having a frontage of 75 ft. and a depth of 9 ft. and it is proposed to use the plot, for a term of two years, for parking and storage of more than five (5) motor vehicles, and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that there was no justification for the exercise of its discretion to grant a zoning variance under section 7, subdivision h of the zoning resolution.

Resolved, that the decision of the borough superintendent dated November 16, 1942, be and it hereby is affirmed and that the application be and it hereby is denied.

APPEAL FROM ADMINISTRATIVE DECISION.

212-A

APPLICANT—Louis A. Kiesewetter, for Texas Company, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block 4675, Lot 6), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to March 2, 1943, at 10 A. M., on telephonic request of applicant's representative.

Returned: 12:00 M.

JOSEPH J. DOYLE, Chief Clerk.

REGULAR MEETING

TUESDAY AFTERNOON, FEBRUARY 2, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

ZONING CASES.

1098-24-BZ

APPLICANT—Frank V. Laspia, for Harry Schwartzberg, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Application (decision of the borough superintendent) previously granted on condition, under section 7i of the zoning resolution, permitting in a business use district, the conversion of occupancy of a garage for more than five motor vehicles to a motor vehicle repair shop (said garage use was previously granted by the Board) for a term of five years.

PREMISES AFFECTED—458-466 Leonard street and 499-511 Manhattan avenue, southwest corner (Block 2712, Lot 10), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama.

For Administration: Harold Klorfein, Dep't of Parks, and Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

429-37-BZ

APPLICANT—Morris Roth, owner.

SUBJECT—Application for consideration—reopening and rehearing on a new proposal (decision of the acting borough superintendent) under sections 7a, 7c, 7e and 21 of the zoning resolution, to permit partly in a business use and partly in a residence use district, the alteration and conversion of occupancy of a building to a stable for more than five horses (previously denied re gasoline service station).

PREMISES AFFECTED—47-11 108th street, northeast corner of 48th avenue (Block 2003, Lot 87), Corona, Borough of Queens.

APPEARANCES—

For Applicant: John F. Finn, Jr.

ACTION OF BOARD—Application reopened, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

153-39-BZ

APPLICANT—Sidney L. Strauss, for Jacobena Foster, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, for a temporary period of not more than two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—28-02 41st street and 40-16 28th avenue, northwest corner (Block 663, Lot 21), Astoria, Borough of Queens.

APPEARANCES—

For Applicant: Sidney L. Strauss.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and set for hearing February 24, 1943, at 2 P. M.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

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1192-40-BZ

APPLICANT—P. L. Bergoff, for Central Savings Bank in the City of New York, owner (Fraberg Parking Corp., lessee).

SUBJECT—Application for consideration—reopening and amendment of resolution—re Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—312-338 West 59th street, south side, and 315-347 West 58th street, north side, 200 ft. east of Ninth avenue (Block 1049, Lots 9 and 44), Borough of Manhattan.

APPEARANCES—

For Applicant: Paul L. Bergoff.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

865-38-BZ

APPLICANT—Lama & Proskauer, for The French Benevolent Society, owner.

SUBJECT—Application reopened May 19, 1942 (decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a retail use district, for a temporary period of not more than two years, the parking and storage of more than five motor vehicles (previously denied).

PREMISES AFFECTED—450-458 West 34th street, south side, 175 ft. 9½ in. east of Tenth avenue, and 441-451 West 33rd street (Block 731, Lots 17 and 72), Borough of Manhattan.

APPEARANCES—

For Applicant: Alfred A. Lama.

ACTION OF BOARD—Application withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

920-38-BZ

APPLICANT—Lama and Proskauer, for Irving Yarvin, owner.

SUBJECT—Application reopened April 22, 1941, for consideration as to amendment of resolution—Application (decision of the borough superintendent) previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the extension of an existing gasoline service station (previously denied—re partly in a residence use and partly in a business use district).

PREMISES AFFECTED—139-21 Springfield boulevard, northeast corner of 140th avenue (Block 3746, Lot 1), Springfield, Borough of Queens.

APPEARANCES—

For Applicant: Alfred A. Lama.

ACTION OF BOARD—Application withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

59-39-BZ

APPLICANT—Lama and Proskauer, for Joseph Di Blasi, owner.

SUBJECT—Application reopened May 20, 1941 (decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a business use district, the conversion of occupancy of a building occupied as auto sales room to a garage for more than five motor vehicles and erection of a gasoline service station (previously denied re erection of gasoline service station).

PREMISES AFFECTED—113-01 Northern Boulevard, northeast corner of 112th place (Block 1707, Lots 38), Corona, Borough of Queens.

APPEARANCES—

For Applicant: Alfred A. Lama.

ACTION OF BOARD—Application withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

1121-39-BZ

APPLICANT—Lama & Proskauer, for Annie Herlihy, Lillian Klinghoffer and Clifford W. Wentz, owners.

SUBJECT—Application reopened June 2, 1942 (decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a business use district, the inclusion of a motor vehicle service shop in a gasoline service station (the gasoline service station was previously granted by Board).

PREMISES AFFECTED—6001-6015 Church avenue, 562 Remsen avenue, northwest corner, and 800 Ralph avenue (Block 4686, Lots 1, 5 and 6), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama.

ACTION OF BOARD—Application withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

82-40-BZ

APPLICANT—Murray Saks, for 501 Avenue R, owner.

SUBJECT—Application reopened July 1, 1941 (decision of the borough superintendent) under section 7h of the zoning resolution, to permit partly in a residence use and partly in a business use district, a temporary period of not more than two years, the parking and storage of more than five motor vehicles (previously denied under section 21 of the zoning resolution).

PREMISES AFFECTED—58 East 18th street, west side, 161 ft. 9½ in. north of Church avenue (Block 5078, Lot 30), Borough of Brooklyn.

APPEARANCES—

For Applicant: None

ACTION OF BOARD—Application withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

578-40-BZ

APPLICANT—Lama & Proskauer, for Ozark Corp., owner.

SUBJECT—Application reopened January 21, 1942 (decision of the borough superintendent) under sections 7c and 21 of the zoning resolution, to permit in a business use district, the alteration and

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sion of an existing gasoline service station and, also, the erection of a store building with entrance and show windows more than 25 ft. from the intersecting street of business use frontage as the abutting property is in a residence use district (previously withdrawn re gasoline service station).
PREMISES AFFECTED—1716-1726 Utica avenue, southwest corner of Avenue I and 4914 Avenue I, south side, 70 ft. west of Utica avenue (Block 7775, Lot 47), Borough of Brooklyn.

PEARANCES—

For Applicant: Alfred A. Lama.

ACTION OF BOARD—Application withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
 Negative 0

715-40-BZ

APPLICANT—Oscar Goldschlag, for Eckert Realty Corporation, owner.

SUBJECT—Application reopened July 14, 1942 (decision of the acting borough superintendent) under section 21 of the zoning resolution, to permit in a residence use district, the alteration and conversion of occupancy of part of the first story of an existing multiple dwelling to business use (stores).

PREMISES AFFECTED—2337 Grand Concourse and 164 Field place, southwest corner (Block 3164, Lot 19), Borough of The Bronx.

PEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
 Negative 0

105-41-BZ

APPLICANT—Henry Nordheim, for Anna Steinberg, owner.

SUBJECT—Application reopened February 3, 1942 (decision of the acting borough superintendent) under sections 7h and 21 of the zoning resolution, to permit in a business use district, for a temporary period or not more than two years, the parking and storage of more than five motor vehicles (previously withdrawn).

PREMISES AFFECTED—663 Sagamore street and 1983-1987 Birchall avenue, northwest corner (Block 4256, Lots 37, 38 and 39), Borough of The Bronx.

PEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
 Negative 0

105-41-BZ

APPLICANT—Frederick J. Groehl, for Rebecca Autumn, owner.

SUBJECT—Application reopened March 31, 1942 (decision of the borough superintendent) under sections 7f and 21 of the zoning resolution, to permit in a business use district, for a term of years, the erection and maintenance of a gasoline service station (previously withdrawn).

PREMISES AFFECTED—334-336 Hamilton avenue, southwest corner of Mill street (Block 552, Lots 15 and 16), Borough of Brooklyn.

PEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
 Negative 0

715-38-BZ

APPLICANT—Sidney L. Strauss, for Thomas Martin, owner (Alfred A. Harned, lessee).

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7f of the zoning resolution, permitting in a residence use district, the erection and maintenance of a golf driving range for a temporary period.

PREMISES AFFECTED—78-01 to 78-47 Main street, east side, 318.88 ft. north of Union turnpike (Blocks 6670 and 6671, Lots 1 and Blocks 6689 and 6690, part of Lots 1), Flushing, Borough of Queens.

PEARANCES—

For Applicant: Sidney L. Strauss.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
 Negative 0

THE RESOLUTION (715-38-BZ)

WHEREAS, this application under section 7f of the zoning resolution, to permit in a residence use district the erection and maintenance of a golf driving range for a temporary period of one (1) year, premises 78-01 to 78-47 Main street, east side of Main street, 318.88 ft. north of Union turnpike (Block Nos. 6670 and 6671, Lot No. 1, and Block Nos. 6689 and 6690, part of Lots 1), Flushing, Borough of Queens, was granted by the Board February 28, 1939, on certain conditions, the permit extended February 20, 1940, February 11, 1941 and January 20, 1942, and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of February 28, 1939, as amended February 11, 1941, and January 20, 1942, only so far as it has reference to the term of permit, so that as amended this portion of the resolution shall read:

"granted for a term of one (1) year from the date of this *amended* resolution."

105-41-BZ

APPLICANT—George W. Cornell, Administrator of Estate of William B. Schmohl, owner.

SUBJECT—Application for consideration—reopening and extension of time—re Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—442 East 109th street, southwest corner of East River drive (Block 1702, Lot 29), Borough of Manhattan.

PEARANCES—

For Applicant: George W. Cornell.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

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ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (105-41-BZ)

WHEREAS, Lama and Proskauer, for George W. Cornell, Administrator of Estate of William H. Schmohl, owner, filed February 7, 1941, an application under section 7h of the zoning resolution, to permit in a residence use district, the parking and storage of more than five motor vehicles, and also the conversion of occupancy of a structure to a garage for more than five motor vehicles; premises 442 East 109th street, southwest corner of East River drive (Block 1702, Lot 29), Borough of Manhattan; and

WHEREAS, this application was granted by the Board January 20, 1942, on certain conditions, time to complete extended July 28, 1942 and applicant requested a further extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted on January 20, 1942, as amended July 28, 1942, only so far as it has reference to obtaining of permits and completion of work, so that as amended this portion of the resolution shall read:

"that all permits shall be obtained and all work completed within one (1) year from the date of this amended resolution."

695-23-BZ

APPLICANT—James A. Garvey, for Garvey Bros. Company, owner.

SUBJECT—Application reopened December 9, 1941, for consideration as to amendment of resolution (decision of the acting borough superintendent)—re Application, previously granted on condition, under section 7g of the zoning resolution, permitting in a business use district, the alteration and extension of an existing building occupied as a garage for the storage of more than five motor vehicles.

PREMISES AFFECTED—685-689 Rhinelander avenue and 1907-1909 White Plains avenue, northwest corner (Block 4254, Lots 1 and 2), Borough of The Bronx.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (695-23-BZ)

WHEREAS, this application, permitting in a business use district, the alteration and extension of an existing building occupied as a garage for the storage of more than five motor vehicles, affecting premises 685-689 Rhinelander avenue and 1907-1909 White Plains avenue, northwest corner (Block 4254, Lots 1 and 2), Borough of The Bronx, was granted by the Board on October 16, 1923, on certain conditions; and

WHEREAS, the applicant requested an amendment of the resolution to permit the installation of one grease rack; and

WHEREAS, this application was reopened by vote of the Board on December 9, 1941, subject to usual procedure; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is dismissed for lack of prosecution.

939-23-BZ

APPLICANT—Lama and Proskauer, for Lillian C. owner.

SUBJECT—Application reopened June 10, 1941 (decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a residence use district, for a temporary period of not more than two years, the parking and storage of more than five motor vehicles (previously denied under section 21 of the zoning resolution).

PREMISES AFFECTED—1943-1961 Pacific street, north side, 120 ft. east of Buffalo avenue (Block 1339, Lot 78), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (939-23-BZ)

WHEREAS, this application, to permit in a residence use district, the erection and maintenance of a garage for the storage of more than five motor vehicles, affecting premises 1943-1961 Pacific street, north side, 120 ft. east of Buffalo avenue (Block 1339, Lot 78), Borough of Brooklyn, was denied by the Board on March 11, 1924; and

WHEREAS, an application was made, to permit under section 21 of the zoning resolution, the parking and storage of more than five motor vehicles and this application reopened by vote of the Board on October 1, 1940, subject to usual procedure; and

WHEREAS, this case was denied by the Board on January 28, 1941; and

WHEREAS, a further application was made, to permit under section 7h of the zoning resolution, the parking and storage of more than five motor vehicles for a temporary period of two years; and

WHEREAS, this case was reopened by vote of the Board on June 10, 1941, subject to usual procedure; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is dismissed for lack of prosecution.

203-28-BZ

APPLICANT—Seymour Mark and Henry Nordheim, for Fan Ri Realty Corp., owner.

SUBJECT—Application reopened September 29, 1941, for consideration as to amendment of resolution (previously dismissed for lack of prosecution)—re Application (decision of the acting borough superintendent) previously granted on condition, under section 21 of the zoning resolution, permitting in a residence use district, the maintenance of an illuminated electric sign on a store located in a multiple building (the said store was previously granted by the Board).

PREMISES AFFECTED—1801 University avenue and West Tremont avenue, northwest corner (Block 2879, Lot 100), Borough of The Bronx.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (203-28-BZ)

WHEREAS, this application, to permit in a residence use district, the alteration and conversion of occupancy of

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ion of an apartment building from dwelling to business use stores), affecting premises 1801 University avenue and 165 Vest Tremont avenue, northwest corner (Block 2879, Lot 00), Borough of The Bronx, was denied by the Board on December 7, 1928; and

WHEREAS, an application was made for reconsideration, upon the presentation of new facts, and this case was reopened by vote of the Board on December 9, 1930; and

WHEREAS, this was granted by the Board on January 20, 1931, on certain conditions, resolution amended on June 21, 1932, and on February 24, 1942; and

WHEREAS, the applicant requested a further amendment of the resolution relative to the maintenance of an illuminated electric sign; and

WHEREAS, this application was reopened by vote of the Board on September 29, 1942, subject to usual procedure; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

28-28-BZ

APPLICANT—Charles Graff, for Albran Realty Corp., owner.

SUBJECT—Application reopened October 15, 1941, for consideration as to extension of time—re Application (decision of the commissioner of buildings) previously granted on condition, under sections 7c and 21 of the zoning resolution, permitting in a business use district, extending from an unrestricted use district, the erection and maintenance of a garage for the storage of more than five motor vehicles.

PREMISES AFFECTED—442-452 89th street and 8902 Fifth avenue, southwest corner (Block 6066, Lot 26), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (528-28-BZ)

WHEREAS, this application, permitting in a business use district, extending from an unrestricted use district, the erection and maintenance of a garage for the storage of more than five motor vehicles, affecting premises 442-452 89th street and 8902 Fifth avenue, southwest corner (Block 6066, Lot 26), Borough of Brooklyn, was granted by the Board on December 14, 1928, on certain conditions and from time to time, an extension of time within which to obtain permits and complete the work, was granted by the Board, the last such action being dated March 12, 1940; and

WHEREAS, the applicant requested a further extension of time for such purpose, and this case was reopened by vote of the Board on October 15, 1941, subject to usual procedure; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

49-29-BZ

APPLICANT—Michael Alfano, for General Electric Realty Corp., owner (Citizens Savings Bank, lessee).

SUBJECT—Application reopened December 2, 1941 (decision of the borough superintendent) under section 21 of the zoning resolution, to permit in a business use district, the erection and maintenance of a sign, which does not comply with the requirements of the zoning resolution, upon an office building previously granted by the Board.

PREMISES AFFECTED—566-574 Lexington avenue and 122-130 East 51st street, southwest corner (Block 1305, Lots 16, 57 to 60, inclusive, 60¼, 60½ and 61), Borough of Manhattan.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (749-29-BZ)

WHEREAS, this application, permitting the extension, from a business use district into a residence use district, of a proposed office building and the erection of the street walls to a height in excess of the requirements of the zoning resolution, affecting premises 566-574 Lexington avenue and 122-130 East 51st street, southwest corner (Block 1305, Lots 16, 57 to 60, inclusive, 60¼, 60½ and 61), Borough of Manhattan, was granted by the Board on February 26, 1930, on certain conditions and plans approved on March 4, 1930; and

WHEREAS, the applicant requested an amendment of the resolution relative to an electric sign; and

WHEREAS, this application was reopened by vote of the Board on December 2, 1941, subject to usual procedure; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

374-33-BZ

APPLICANT—Michael Marlo, for Deg Realty Corp., owner.

SUBJECT—Application reopened April 22, 1941 (decision of the borough superintendent) under section 7f of the zoning resolution, to permit in a business use district, the erection and maintenance of a gasoline service station (previously denied under section 21 of the zoning resolution).

PREMISES AFFECTED—2404-2412 Flatbush avenue and 4213-4323 Avenue T, northwest corner (Block 8528, Lot 1 and part of Lot 72), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (374-33-BZ)

WHEREAS, this application, to permit in a business use district, under section 21 of the zoning resolution, the erection and maintenance of a gasoline service station, affecting premises 2404-2412 Flatbush avenue and 4213-4223 Avenue T, northwest corner (Block 8528, Lot 1 and part of Lot 72), Borough of Brooklyn, was denied by the Board on March 6, 1934, and the Board's action was subsequently affirmed by the Supreme Court, Kings County; and

WHEREAS, the applicant requested a reopening and reconsideration of the application under section 7f of the zoning resolution; and

WHEREAS, this case was reopened by vote of the Board on April 22, 1941, subject to usual procedure; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

191-34-BZ

APPLICANT—Schwartz and Gross, for Manhattan Savings Institution, owner (Lien Securities Corporation, lessee).

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SUBJECT—Application reopened December 9, 1941 (decision of the borough superintendent) under sections 7i and 21 of the zoning resolution, to permit partly in a business use and partly in a residence use district, the erection and maintenance of a gasoline service station (previously denied re parking and storage of more than five motor vehicles).

PREMISES AFFECTED—2087 Boston road, west side, 91.96 ft. north of East 179th street (Block 3137, Lot 20), Borough of The Bronx.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (191-34-BZ)

WHEREAS, this application, to permit under section 21 of the zoning resolution, on a plot of ground located in a business use district and extending into a residence use district, the use of the premises as a parking space for more than five motor vehicles, affecting premises 2087 Boston road, west side, 91.96 ft. north of East 179th street (Block 3137, Lot 20), Borough of The Bronx, was denied by the Board on November 27, 1934, reopened on May 5, 1936, under section 7h of the zoning resolution and denied on June 30, 1936; and

WHEREAS, the applicant requested a reopening and reconsideration of the application for a similar use on a reduced area of the lot and this case was reopened on May 31, 1939, and denied on March 25, 1941; and

WHEREAS, the applicant requested as further reopening and reconsideration of the application under sections 7i and 21 of the zoning resolution, to permit the erection and maintenance of a gasoline service station; and

WHEREAS, this application was reopened by vote of the Board on December 9, 1941, subject to usual procedure; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

275-37-BZ

APPLICANT—Charles E. Benisch and Henry J. Benisch, owners.

SUBJECT—Application reopened January 20, 1942 (decision of the borough superintendent) under section 21 of the zoning resolution, to permit in a business use district, the parking and storage of more than five motor vehicles (previously granted by the Board re maintenance of a gasoline service station, office and garage for four motor vehicles).

PREMISES AFFECTED—900-910 Jamaica avenue and 1-9 Autumn avenue, southeast corner (Block 4108, part of Lot 4), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (275-37-BZ)

WHEREAS, this application, permitting in a business use district, under section 21 of the zoning resolution, the maintenance of a gasoline service station, affecting premises 900-910 Jamaica avenue and 1-9 Autumn avenue, southeast corner (Block 4108, part of Lot 4), Borough of Brooklyn, was granted by the Board on December 7, 1937, on

certain conditions and resolution amended on January 11, 1938; and

WHEREAS, the applicant requested a further amendment of the resolution to include the parking and storage of more than five motor vehicles; and

WHEREAS, the application was reopened by vote of the Board on January 20, 1942, subject to usual procedure; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

110-38-BZ

APPLICANT—C. H. Brunie for Bankers Trust Company, as trustee of Estate of Lucie M. Stearns, owner.

SUBJECT—Application reopened May 20, 1941, for consideration as to amendment of resolution—re Application (decision of the borough superintendent, previously granted on condition, under section 2 of the zoning resolution, permitting in a business use district, the conversion of occupancy of an existing building to a motor vehicle repair shop.

PREMISES AFFECTED—1942-1944 Jerome avenue, east side, 232.38 ft. south of East Tremont avenue (Block 2853, Lot 15), Borough of The Bronx.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (110-38-BZ)

WHEREAS, this application, permitting in a business use district, the conversion of occupancy of an existing building to a motor vehicle repair shop, affecting premises 1942-1944 Jerome avenue, east side, 232.38 ft. south of East Tremont avenue (Block 2853, Lot 15), Borough of The Bronx, was granted by the Board on April 26, 1938, on certain conditions, time extended on May 2, 1939, to obtain permits and complete the work and the applicant requested reopening and an amendment of the resolution to use the rear yard for the temporary storage of automobiles; and

WHEREAS, this application was reopened by vote of the Board on May 20, 1941, subject to usual procedure; and

WHEREAS, the applicant failed to complete the papers in the case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

196-39-BZ

APPLICANT—Beth Israel Hospital, now merged with Jewish Maternity Hospital, owner.

SUBJECT—Application reopened February 3, 1942 (decision of the borough superintendent) under section 7f of the zoning resolution, to permit in a residence use district and, also, within 200 ft. of hospital, the parking and storage of more than five motor vehicles (previously denied under section 21 of the zoning resolution).

PREMISES AFFECTED—332-342 East 17th street, south side, 120 ft. east of Livingston place (Block 92, Lots 76 to 81, inclusive), Borough of Manhattan.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn...

Negative

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THE RESOLUTION (196-39-BZ)

WHEREAS, this application, to permit under section 21 of the zoning resolution, in a residence use district and, also, within 200 ft. of a hospital, for a temporary period of two years, the parking and storage of more than five motor vehicles, affecting premises 332-342 East 17th street, south side, 120 ft. east of Livingston place (Block 922, Lots 76 to 81, inclusive), Borough of Manhattan, was denied by the Board on June 13, 1939; and

WHEREAS, the applicant requested a reopening and reconsideration of the application under section 7f of the zoning resolution; and

WHEREAS, this application was reopened by vote of the Board on February 3, 1942, subject to usual procedure; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

135-39-BZ

APPLICANT—Cassese and Bruno, for Michael J. Salviolo and Louis J. Salviolo, owners.

SUBJECT—Application (decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—60-05 Rodman street, southeast corner of 60th avenue (Block 2084, Lots 1 and 3), Flushing, Borough of Queens.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (1335-39-BZ)

WHEREAS, Cassese and Bruno, for Michael J. Salviolo and Louis J. Salviolo, owners, filed on October 28, 1939, an application under section 7h of the zoning resolution, to permit in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles, affecting premises 60-05 Rodman street, southeast corner of 60th avenue (Block 2084, Lots 1 and 3), Flushing, Borough of Queens; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

130-39-BZ

APPLICANT—Morris Perlstein, for Honora Holzhauser, owner.

SUBJECT—Application reopened June 2, 1942, for consideration as to extension of permit—re Application (decision of the borough superintendent) previously granted on condition, under section 21 of the zoning resolution, permitting in a retail use district the conversion of occupancy of a frame building containing a cow stable and hay loft to riding academy and stable for more than five horses and hay loft for a temporary period of one year (expired November 19, 1941); (use district change from retail to residence use district in December, 1941).

PREMISES AFFECTED—89-39 70th drive, southeast corner of Sybilla street (Block 3899, Lot 32), Forest Hills, Borough of Queens.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (1530-39-BZ)

WHEREAS, this application, permitting in a retail use district, the conversion of occupancy of a frame building, a cow stable and hay loft to a riding academy and stable for more than five horses and hay loft, affecting premises 89-38 70th drive, southeast corner of Sybilla street (Block 3899, Lot 32), Forest Hills, Borough of Queens, was granted by the Board on November 19, 1940, on certain conditions; and

WHEREAS, the applicant requested a reopening of the case and an extension of the permit; and

WHEREAS, this application was reopened by vote of the Board on June 2, 1942, subject to usual procedure, due to the permit having expired by limitation and the change of the use district from retail use to residence use; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

373-41-BZ

APPLICANT—Philip Steigman, for Brooklyn Trust Co., owner.

SUBJECT—Application (decision of the borough superintendent) under sections 7c, 7f and 21 of the zoning resolution, to permit in a retail use district, the alteration and conversion of an existing factory building to a garage for more than five motor vehicles.

PREMISES AFFECTED—383-393 Columbia street, east side, 45 ft. north of Nelson street (Block No. 520, Lot 3), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (373-41-BZ)

WHEREAS, Philip Steigman, for Brooklyn Trust Co., owner, filed on April 25, 1941, an application under sections 7c, 7f and 21 of the zoning resolution, to permit in a retail use district, the alteration and conversion of an existing factory building to a garage for more than five motor vehicles, affecting premises 383-393 Columbia street, east side, 45 ft. north of Nelson street and 5-9 Nelson street (Block 520, Lot 3), Borough of Brooklyn; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

511-41-BZ

APPLICANT—S. Franklin Oppenheim, for Fraternal Casino, Inc., owner.

SUBJECT—Application (decision of the borough superintendent) under section 7a of the zoning resolution, to permit in a residence use district, the extension of an existing business use.

PREMISES AFFECTED—63-65 East 104th street, north side, 245 ft. east of Madison avenue (Block 1610, Lot 31), Borough of Manhattan.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

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THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (511-41-BZ)

WHEREAS, S. Franklin Oppenheim, for Fraternal Casino, Inc., owner, filed on June 5, 1941, an application under section 7a of the zoning resolution, to permit in a residence use district, the extension of an existing business use, affecting premises 63-65 East 104th street, north side, 245 ft. east of Madison avenue (Block 1610, Lot 31), Borough of Manhattan; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

1043-41-BZ

APPLICANT—George Stone, for Harriet Lehman and Hattie Goodhart, owners (Realty Interests, Inc., lessee).

SUBJECT—Application (decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—605 McDonald avenue, east side, 300 ft. south of Avenue C (Block 5370, Lots 67 and 73), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (1043-41-BZ)

WHEREAS, George Stone, for Harriet Lehman and Hattie Goodhart, owners (Realty Interests, Inc., lessee), filed on December 2, 1941, an application under section 7h of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles, affecting premises 605 McDonald avenue, east side, 300 ft. south of Avenue C (Block 5370, Lots 67 and 73), Borough of Brooklyn, and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

APPEALS FROM ADMINISTRATIVE DECISIONS.

635-42-A

APPLICANT—Cafiero and Lacerenza, for Agnes Barth, owner (Sam Stein, lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—1688 St. Marks avenue, southeast corner of Rockaway avenue (Block No. 1461, Lot No. 11), Borough of Brooklyn.

APPEARANCES—

For Applicant: Christine Cascio.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 9, 1943, at 2 P. M. at request of applicant.

745-42-A

APPLICANT—Raymond Irrera, for Queens Valley Development Corporation, owner (Jewish Center of Kew Gardens, Inc., lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—76-36 137th street, block bounded by Park Drive East, 73rd terrace, 136th street, 137th street and 77th avenue (Block 6585, Lots 2), Flushing, Borough of Queens.

APPEARANCES—

For Applicant: Raymond Irrera and Samuel Katz.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 9, 1943, 2 P. M., pending an inspection by a committee of the Board. No further argument.

758-42-A

APPLICANT—Sidney Daub, for The Brooklyn Philanthropic League, Incorporated, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—316 South Fifth street, south side, 80 ft. west of Rodney street (Block 2461, Lots 12), Borough of Brooklyn.

APPEARANCES—

For Applicant: Sidney Daub.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 9, 1943, 2 P. M., for inspection by a committee of the Board. No further argument.

855-42-A

APPLICANT—Samuel Rosenblum, for Bartholomew Holding Corporation, owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—205-215 East 42nd street, north side, 80 ft. east of Third avenue, and 204-210 East 43rd street (Block 1316, Lot 5), Borough of Manhattan.

APPEARANCES—

For Applicant: Samuel Rosenblum.

For Administration: Peter Maher, Fire Dep't.

ACTION OF BOARD—Laid over to February 9, 1943, 2 P. M., for inspection by a committee of the Board. No further argument.

14-43-A

APPLICANT—Adamant Alloys Corporation, lessee, Max Schaffer Co., Inc.

SUBJECT—Appeal from a decision re an order of the fire commissioner.

PREMISES AFFECTED—361 Stagg street and 195 Morgan avenue, northwest corner (Block 3029, Lot 6), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Laid over to February 9, 1943, 2 P. M., pending an inspection by a committee of the Board.

657-42-A

APPLICANT—Sherman Brothers Rainwear Corporation, lessee, for Esskay Management Corporation, owner.

SUBJECT—Appeal from an order of the fire commissioner.

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PREMISES AFFECTED—109-115 West 26th street, north side, 50 ft. west of Sixth avenue (Block 802, Lot 31), Borough of Manhattan.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Appeal withdrawn on request of applicant, to comply.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

747-42-A

APPLICANT—Paramet Chemical Corporation, lessee, for Paramet Realty Corporation, owner.

SUBJECT—Appeal from an order of the fire commissioner.

PREMISES AFFECTED—10-17 44th avenue, north side, 125 ft. west of 11th street (Block 453, Lot 6), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Appeal withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

831-42-A

APPLICANT—L. Davidson, for Star Corrugated Box Co., Inc., owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—55-15 Grand avenue, north side, 259 ft. west of Old Flushing road (Block 2609, Lot 6), Maspeth, Borough of Queens.

APPEARANCES—

For Applicant: Louis Davidson.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (831-42-A)

WHEREAS, L. Davidson, for Star Corrugated Box Company, Incorporated, owner, filed on November 25, 1942, an appeal from a decision of the borough superintendent affecting premises 55-15 Grand street (avenue), north side, 259 ft. west of Old Flushing road (Block 2609, Lot 6), Maspeth, Borough of Queens; and

WHEREAS, the decision of the borough superintendent on Misc. Applic. 5372-42, dated October 22, 1942, reconsideration denied November 23, 1942, reads:

"1. Proposed storage garage within this factory is contrary to the provisions of C19-65.0, subd. 3 of the Administrative Code. Not further considered.

and

WHEREAS, the applicant states that the building is two stories (33 ft.) in height, 147 ft. by 560 ft. in area; of Class 1 construction, equipped with a sprinkler system and a stand-pipe system; erected 1925; located in an unrestricted use district and occupied as follows: cellar, boiler room, 1 person; first floor, office, non-storage garage for 4 trucks, storage of fiber board in rolls, 30 persons; second floor, manufacturing corrugated containers, 125 persons, and proposed to be used and occupied as follows: cellar, same; first floor, office, storage garage for four trucks and the storage of fiber board

in rolls, 30 persons; second floor, manufacturing corrugated containers, 125 persons; and

WHEREAS, the applicant contends that the question involved is the relocation of a private gasoline pump from in front of the building to the inside of the wall a distance of about 3 ft., so that the pump will be out of reach and sight from the exterior when the steel rolling doors are shut; that the tank will remain outside of the building as at present; that although watchman service is maintained, the boys are tampering with the pump and causing much annoyance and the trucks of the owner injure the pump; that the interior truck loading space or garage is separated from the balance of the building by brick walls and self-closing fire doors; that the first floor of the building other than the garage space is used for the storage of fibre board in rolls three or four feet in diameter; that the building is inspected monthly by the Factory Mutual Insurance Association; that the owners have occupied this plant since 1925 without a fire; that in view of the fact that shifting of the gasoline pump will prevent the pump from being injured by trucks and that the building is fireproof, it is requested the Board grant permission to shift the pump as proposed and as shown on Plan M-5372/42 filed with the borough superintendent.

Resolved, that the decision of the borough superintendent on Misc. Applic. 5372-42, Obj. 1, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the installation of the storage tank for gasoline and the relocation of the pump as proposed in the space to be occupied as a garage for four (4) trucks, shall comply with all laws, rules and regulations applicable thereto; that such variance shall continue only so long as the proposed storage garage is used in connection with the manufacturing plant and not for the storage of motor vehicles of others or for the sale of gasoline to passing motor vehicles; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct and that a certificate of occupancy shall be obtained.

855-42-A

APPLICANT—Vitale Della Penna, for Margaret Hoffman, owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—4555 Third avenue, southwest corner of Lorillard place and 539-545 East 184th street (Block 3052, Lot 37), Borough of The Bronx.

APPEARANCES—

For Applicant: Vitale Della Penna.

For Administration: Woolworth C. Lyon and Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (865-42-A)

WHEREAS, Vitale Della Penna, for Margaret Hoffman, owner, filed December 12, 1942, an appeal from a decision of the borough superintendent, affecting premises 4555 Third avenue and 539-545 East 184th street, southwest corner of Lorillard place (Block 3052, Lot 37), Borough of The Bronx; and

WHEREAS, the decision of the borough superintendent dated November 25, 1942, on Alt. Applic. 367-42, reads:

"Amendment disapproved with the following objection repeated:

1. Use of a frame building for public use is contrary to Sec. 4.2.1 of the Building Code.

Additional objection due to amendment:

2. Proposed change is contrary to Resolution of Board of Standard and Appeals, Cal. 149-42-A-Bull. 2, P-561."

and

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WHEREAS, this decision was based on amendment filed November 23, 1942, which reads:

"Reconsideration requested, permitting the above premises to be occupied as a funeral parlor, as a fireproof door 1-hour test will now be provided, separating the present funeral parlor and the proposed area for similar use."

and

WHEREAS, the applicant states the building is three stories (32 ft.) in height, 10 ft. by 96 ft. in area at first floor; 10 ft. by 60 ft. in area at second floor; of Class 4 construction; erected 1897; located in an unrestricted use, D area district and occupied as a funeral parlor and stores on the first floor; one-family dwelling on each of the second and third floors; that it is proposed to be occupied as follows: first floor, funeral parlor, 35 persons; second floor, dwelling, one family; third floor, dwelling, one family; and

WHEREAS, the portion of the building in question was subject of application for revocation of the approval of Alt. Applic. 367-42, and Permit 603-42, permitting the alteration of part of the first floor from stores to funeral parlor; and

WHEREAS, the applicant contents as to Objection 1, issued by the borough superintendent, dated November 25, 1942, that the present stores, which it is contemplated to convert into a funeral parlor in conjunction with the present funeral parlor, are now occupied for business purposes; that the proposed use will not constitute a change to public use as there will be no religious services held on the premises; that the funeral parlor will be used merely as a meeting place for the immediate family or friends of the deceased; that all of the work shown on approved plans, as originally approved by the borough superintendent, has been completed at a cost of approximately \$3,000; that to restore the stores to their original condition would involve an additional expenditure of \$1,200; that denial by the Board for a variance would result in a total loss of these amounts to the owner; and

WHEREAS, the applicant contends as to Objection 2 (issued by the borough superintendent November 25, 1942), that the borough superintendent is exceeding his powers in objecting to a proposed alteration on the ground it does not comply with a resolution adopted by the Board in an entirely different case; that it is presumed that in placing this objection the borough superintendent relied on section 663-1.0 of the Administrative Code, on the theory that the Board's actions are applicable in similar cases; that it is submitted to the Board that no matter how farfetched the theory may be that the borough superintendent intends to apply, the borough superintendent himself would have to go a long way before he would find two proposed funeral parlors in frame buildings which were exactly similar and to which conditions placed by the Board as a condition of granting the variance in one case could be applied to both buildings; that it is respectfully submitted that the applicant in this case is entirely willing to comply with such conditions as the Board may deem necessary to place in order to warrant the granting of a variation of the Building Code of the particular use herein proposed; that the owner should not be penalized by the borough superintendent's application of conditions which the Board deemed necessary in order to grant a variation for an entirely different building under a different set of circumstances and not covered by a general resolution under section 663-1.0 of the Administrative Code; that the use herein proposed is the extension of a previously permitted use; that the number of occupants proposed is small and the exits are adequate for the proposed occupancy; that reference to the plan filed with the borough superintendent would indicate that the four proposed exits direct to the street are more than adequate to meet the requirements for the proposed number of occupants; and

WHEREAS, the premises had been previously inspected by a committee of the Board; and

WHEREAS, the Board deemed that relief should be granted as to Objection 1, under conditions designed to provide a reasonably safe condition; and

WHEREAS, the Board deemed that Objection 2 was improperly made, inasmuch as the Board adopted no resolution for general application under Calendar 149-42-A, affecting other premises.

Resolved, that the decision of the borough superintendent on Alt. Applic. 367-42, Obj. No. 1, dated November 25, 1942, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the building shall be maintained substantially as proposed; that the cellar ceiling throughout shall be fire-retarded; that the opening between the one story extension and the three story building in the cellar shall be protected with a fireproof self-closing door; that a similar door shall be installed on the first floor between such one story extension and the three story building; that any openings in the northerly lot line wall shall be blocked up both in the cellar and on the first story of such extension; that the space between the studs in the lot line walls to the north and west shall be filled from grade to eaves with dry Vermiculite or mineral wool, the latter packed to a density of approximately 6 lbs. p.c.f.; that the exits from the ground story as shown shall be maintained and granted only so long as the building is occupied as proposed and complies in all other respects with all laws, rules and regulations applicable thereto.

16-43-A

APPLICANT—Jacob W. Sherman, for Rowalter Realty Corp., owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—11 West 37th street, north side, 270 ft. west of Fifth avenue (Block 839, Lot 33), Borough of Manhattan.

APPEARANCES—

For Applicant: Jacob W. Sherman.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (16-43-A)

WHEREAS, Jacob W. Sherman, for Rowalter Realty Corporation, owner, filed on January 12, 1943, an appeal from a decision of the borough superintendent affecting premises: 11 West 37th street, north side, 270 ft. west of Fifth avenue (Block 839, Lot 33), Borough of Manhattan; and

WHEREAS, the decision of the borough superintendent dated December 16, 1942, on Alt. Applic. 1380-42 reads:

"2. Pent house should have direct access to the interior stairway. Sect. 6.1.2.2.3, Building Code. Reconsideration denied."

and

WHEREAS, the applicant states that the building is . stories (63 ft.) in height, 25 ft. by 98 ft. 9 in. in area at 1st floor, 25 ft. by 68 ft. 3 in. in area at typical floor, of class 3 construction, erected prior to 1874, located in a retail use district and used and occupied as follows: cellar—storage; 1st floor—restaurant—120 persons; 2nd to 5th floors—showrooms, offices and light manufacturing—maximum occupancy six persons per floor; proposed to be used and occupied as follows: cellar—storage; 1st floor—store (showroom and office)—8 persons; 2nd to 5th floors—showroom, offices, light manufacturing—7 persons per story penthouse—dwelling—3 persons; and

WHEREAS, the applicant contends that the building was occupied in 1911 and 1916 as a store and rooming house that its present use as a mercantile building was created in 1921 when Certificate of Occupancy 4656 was issued May 2, 1922, permitting the use of the 1st floor for store, 2nd floor—showroom, 3rd to 5th floors—showrooms, offices and light manufacturing with not more than 25% of the area of the

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building to be used for light manufacturing; that Certificate of Occupancy 16624 was issued in 1930 permitting the 1st floor to be occupied by a restaurant and no change in use of the upper floors; that the existing interior stairs are of fireproof construction and fire escape conforming with section 273 of the Labor Law is located at the rear of the building; and

WHEREAS, it is proposed to erect on the roof of the present building a penthouse structure less than 12 ft. in height, and occupying less than 30% of the area of the main roof; that this penthouse will consist of one room and bathroom and will be of the same construction as the existing building; that the masonry walls will be supported on fireproof girders; that new plumbing fixtures will be connected to the present system; that the present roof construction will not be altered; that present access from roof to Labor Law fire escape roof platform will be maintained, and for these reasons, it is requested that the Board grant a variance to permit the construction of the building as the purpose of the law is to provide two adequate means of egress for the occupants; that the occupancy of the penthouse will be limited to three people; that one means of egress is available through the bulkhead to the interior fireproof stairway and the second means by the Labor Law fire escape; that in view of the limited occupancy and the adequacy of these exit facilities, it is requested that the Board modify the decision of the borough superintendent.

Resolved, that the decision of the borough superintendent on Alt. Applic. 1380-42, Objection 2, dated December 16, 1942, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that access to the interior stairway constituting the primary means of exit and to the exterior fire escape shall be maintained as proposed; that in all other respects, the building and occupancy shall comply with the requirements of the resolution adopted this day under Cal. No. 17-43-S.

17-43-S

APPLICANT—Jacob W. Sherman, for Rowalter Realty Corp., owner.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—11 West 37th street, north side, 270 ft. west of Fifth avenue (Block 839, Lot 33), Borough of Manhattan.

APPEARANCES—

For Applicant: Jacob W. Sherman.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (17-43-S)

WHEREAS, Jacob W. Sherman, for Rowalter Realty Corporation, owner, filed on January 12, 1943, an application for variation of the requirements of the Labor Law, as cited in a decision of the borough superintendent, affecting premises 11 West 37th street, north side, 270 ft. west of Fifth avenue (Block 839, Lot 33), Borough of Manhattan; and

WHEREAS, the decision of the borough superintendent dated December 16, 1942, on Alt. Applic. 1380-42 reads:

"1. Proposed penthouse on roof constitutes an increase in height of the existing factory building, and as such, makes same subject to the provisions of Section 270 of the Labor Law."

and

WHEREAS, the applicant states that the building is 5 stories (63 ft.) in height, 25 ft. by 98 ft. 9 in. in area, of class 3 construction, erected prior to 1874, located in a retail use district and used and occupied as follows: cellar—storage; 1st floor—restaurant—120 persons; 2nd to 5th

floors—showrooms, offices and light manufacturing—maximum occupancy six persons per floor; proposed to be used and occupied as follows: cellar—storage; 1st floor—stores (showroom and office)—8 persons; 2nd to 5th floors—showroom, offices, light manufacturing—7 persons per story; penthouse—dwelling—3 persons; that the building is equipped with an interior fire alarm system and fire drills are maintained; that there is one 3 ft. 8 in. steel stairway enclosed in brick and 4 in. terra cotta blocks equipped with fireproof self-closing doors leading from roof bulkhead direct to street and one fire escape at rear, which leads to roof by stairs and connects to fire passage at 2nd floor level, which in turn connects to interior stair enclosure; that windows on course of fire escape are fireproof self-closing; and

WHEREAS, it is proposed to erect a penthouse on the roof as described in Cal. No. 16-43-A; and

WHEREAS, the applicant contends that the penthouse will be used solely for the dwelling of the owner; that the existing use of the building will not be extended above the present height of the building; that the building code permits residential use in a building of class 3 construction up to 6 stories and 75 ft. in height; that in view of the fact that the extension will be used for residential use only and not to extend the existing use in the building, it is submitted that this is a proper case for variation of the requirements of the Labor Law.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the requirements of the Labor Law as cited in a decision of the borough superintendent on Alt. Applic. 1380-42, Obj. 1, and that the application be and it hereby is *granted on condition* that the proposed penthouse shall not be increased in height or area and shall comply in all other respects with all laws, rules and regulations applicable to the building and occupancy other than as modified by the Board under Cal. No. 16-43-A; that the access to the primary means of exit and to the exterior fire escape shall be maintained as proposed; that the penthouse shall be occupied only by the owner for residential use and for no other use; that the fire alarm system within the building shall be extended to include this proposed penthouse.

344-16-S

APPLICANT—Emil Koepfel, for Raybell Realty Corporation, owner.

SUBJECT—Application reopened January 19, 1943—re Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—422 Withers street, southwest corner of Vandervoort avenue and northwest corner of Jackson street and Vandervoort avenue (Block 2878, Lot 18), Borough of Brooklyn.

APPEARANCES—

For Applicant: Emil Koepfel.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (344-16-S)

WHEREAS, this appeal, affecting premises 422 Withers street, southwest corner of Vandervoort avenue and northwest corner of Jackson street and Vandervoort avenue (Block 2878, Lot 18), Borough of Brooklyn, was granted by the Board of November 28, 1916, on certain conditions and the applicant requested an amendment of the resolution based on a decision of borough superintendent, on Alt. Applic. 3202-42; and

WHEREAS, this appeal was reopened by vote of the Board on January 19, 1943, and restored to the calendar, subject to usual procedure; and

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WHEREAS, the decision of the borough superintendent, dated December 21, 1942, on Alt. Applic. 3202-42, reads:

"1. Proposed change of occupancy involving installation of baking ovens and spray booth constitutes a variation from conditions of Board of Standards and Appeals' resolution—Calendar 344-16.

2. Comply with section 270 of Labor Law as to means of egress."

and

WHEREAS, the applicant states that the building is two stories (25 ft.) in height, 100 ft. by 96 ft. in area; Class 3 construction; erected in 1916; located in an unrestricted use district and used and occupied as follows: Cellar, ordinary; 1st floor, tannery and storage of leather, 2nd floor, tannery and fur dressing shop, 90 persons; proposed to be used and occupied as follows: cellar, same; 1st floor, sheet metal shop and storage, 25 persons; 2nd floor, assembly and storage of sheet metal products and office, baking oven and spray booth, 25 persons; that the building is equipped with two interior stairs, 3 ft. 8 in. wide, of iron construction enclosed in 8 in. brick enclosed with fireproof self-closing doors extending from second story to street and with access to roof by means of two iron ladders to scuttles each located within the lofts; that the building is also provided with two exterior stairs leading from rear of second story to yard with access to streets through rear and side yards; that windows and doors on course of fire escape are fireproof, self-closing; and

WHEREAS, the applicant contends that the nature of the proposed work is less hazardous than that previously permitted by the Board; that the spray booth will be installed and the small amount of spraying material used and stored on premises will be fully in accordance with the provisions of the Administrative Code and to the satisfaction of the fire commissioner.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the requirements of the Labor Law as cited in a decision of the borough superintendent on Alt. Applic. 3202-42, Objections 1 and 2, and that the application be and it hereby is *granted on condition* that the building shall be occupied by one occupancy throughout and shall be in substantial compliance with the requirements of the resolution adopted by the Board November 28, 1916, under Cal. No. 344-16-S, modifying the requirements of the Superintendent of Buildings as to plans filed under Application 8444-16 except that the subdividing partition on the first floor may be removed and the subdividing partition on the second floor may be either removed or door openings may be constructed therein, provided the two interior enclosed stairways and the two exterior fire escapes shall be maintained with exit therefrom through the rear and side yards to street; that the building shall not be increased in height or area; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto and a certificate of occupancy shall be obtained.

670-40-A

APPLICANT—Morris Perlstein, for Honora Holzhauser, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—89-38 70th drive, southeast corner of Sybilla street (Block 3899, Lot 32), Forest Hills, Borough of Queens.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Request to reopen dismissed.

THE VOTE TO DISMISS REQUEST TO REOPEN—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (670-40-A)

WHEREAS, Morris Perlstein, for Providence Marino, owner (Harold Holzhauser, lessee), filed June 20, 1940, an appeal from a decision of the borough superintendent of buildings; premises 89-38 70th drive, southeast corner of Sybilla street (Block 3899, Lot 32), Forest Hills, Borough of Queens; and

WHEREAS, this appeal was granted by the Board on November 19, 1940, on certain conditions and the applicant requested a reopening and an extension of the permit; and

WHEREAS, the Board this date dismissed an application for a zoning variance for the proposed use under Cal. 1530-39-BZ, and deemed therefore this appeal for permission to maintain the building in the bed of mapped street is improperly before the Board in view of such dismissal of the building zone application.

Resolved, that the request for reopening for the extension of the permit be and it hereby is *dismissed*.

700-42-A

APPLICANT—Leonardo Lamp Manufacturing Co. (lessee), for S. and A. Realty Co., owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—591 Broadway, west side, 200 ft. south of West Houston street (6th floor); (Block 512, Lot 16), Borough of Manhattan.

APPEARANCES—

For Applicant: Max Guxhearn.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (700-42-A)

WHEREAS, Leonardo Lamp Manufacturing Company (lessee), for S. and A. Realty Company, owner, filed on September 24, 1942, an appeal from an order and decision of the fire commissioner, affecting premises 591 Broadway, west side, 200 ft. south of West Houston street (6th floor), (Block 512, Lot 16), Borough of Manhattan; and

WHEREAS, this appeal was granted by the Board on December 15, 1942, on certain conditions and the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted December 15, 1942, only so far as it has reference to the distance the open flame shall be from the spray booth, so that as amended that portion of the resolution shall read:

"... *granted on condition* that no open flame shall be permitted within 25 feet of the spray booth, and in no event less than 20 feet from any heating boiler in which an open flame is maintained," etc.

874-42-A

APPLICANT—Abraham Farber, for Etched Products Corporation, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—43-01 to 43-21 39th street and 39-02 to 39-10 43rd avenue, southeast corner (Block 191, Lot 20), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Abraham Farber.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

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ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (874-42-A)

WHEREAS, Abraham Farber, for Etched Products Corporation, owner, filed on December 15, 1942, an appeal from decision of the borough superintendent affecting premises 39-01 to 43-21 39th street and 39-02 to 39-10 43rd avenue, southeast corner (Block 191, Lot 20), Long Island City, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated December 14, 1942, on Alt. Applic. No. 1728-42, reads:

"1. Storage rooms for spraying materials do not conform to rule 6.1.3. Board of Standards and Appeals. Also storage in each room may not exceed 200 gallons. Rule 6.2 Board of Standards and Appeals."

WHEREAS, the applicant states that the building is one story (15 ft.) in height, 249.95 ft. by 100 ft. in area, of class 3 construction, equipped with a standpipe system, erected in 1929, located in an unrestricted use district and occupied: cellar—boiler room; 1st floor—public garage; proposed to be occupied: cellar—boiler room and storage; 1st floor—public garage, metal storage and manufacturing of etched metal products—75 persons; and

WHEREAS, the portion of the building, which is the subject of this appeal, is 125 ft. front by 100 ft. in depth, of class 3 construction, separated from the public garage portion by an 8 in. brick fire wall and proposed to be equipped with a sprinkler system; and

WHEREAS, the applicant contends that it is proposed to use the two existing interior fireproof block walled storage rooms, each 9 ft. by 16 ft. equipped with 3 ft. by 3 ft. fixed ventilating type of skylight glazed with plain glass, to store lacquer and thinners in steel drums five gallon sealed cans not to exceed 1,000 gallons in each such interior storage room; that the owner is the occupant of the adjoining two story fireproof factory building to the south and is engaged in 100% war work; that additional space was required in the early part of 1942 and a space 18 ft. 6 in. by 100 ft. in area in the garage building now in question, was leased and a connecting door cut in the garage wall opening on the side of the adjoining factory building; that this space was separated from the balance of the garage by a 4 in. wall constructed of fireproof block and used for the storage of metal, under Alt. Applic. No. 1728-42; that in November 1942, additional space was secured in the garage building creating a frontage of 125 ft. and separated from the garage by an 8 in. brick fire wall and plans filed under Alt. Applic. No. 1728-42, indicating the construction of the two storage rooms now in question; that it is now proposed to use these two storage rooms for the storage of lacquer and thinners; that the ceilings of these rooms will be fire-retarded and sprinkler heads installed; that it is necessary to use as much of the street lighted wall space for printing machines and the occupant is therefore forced to utilize the interior space for the storage of lacquers and thinners, since the efficiency of the plant will not permit the location of the lacquer storage rooms on the street wall; that the building will be fully sprinklered; that the two storage rooms will be provided with fixed ventilation through skylights; that the standpipe system will be maintained where required by law; and for these reasons, it is requested that the Board grant modification, so as to permit the use of these rooms for storage of lacquer and to permit the storage of lacquer in each room not to exceed 1,000 gallons in sealed containers; and

WHEREAS, this appeal was granted by the Board on December 22, 1942, on certain conditions and the applicant requested an amendment of the resolution as to location of paint storage rooms.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted on December 22, 1942, so that as amended, the resolution shall read:

"Resolved, that the decision of the borough superintendent on Alt. Applic. No. 1728-42, be and it hereby is modified and that the appeal be and it hereby is granted on condition as to Objection 1, that the material proposed to be stored shall be stored within the storage rooms as proposed and constructed of 4 in. incombustible partitions, and fireproof doors thereto; that such partitions shall extend to the underneath side of the roof boarding; that the ceiling shall be protected with approved asbestos board or equivalent material; that the ventilation may be by means of skylights, as proposed, of sizes not less than 5 ft. by 5 ft., with fixed ventilating louvers therein, open at all times; that the amount of material stored in such rooms may not exceed 1,000 gallons, as proposed; that the sprinkler system shall be installed and maintained to the satisfaction of the fire commissioner throughout the building, except for the garage portion, which shall be separated by a wall from floor to roof, of masonry not less than 8 in. in thickness; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

Resolved further, that in the event the owner desires to locate the paint storage rooms toward the outer wall as indicated on revised plans marked 'Received January 21, 1943', such change of location of paint storage rooms may be permitted, provided in all other respects the resolution adopted by the Board on December 22, 1942, shall be complied with."

APPLIANCE AND MATERIALS SUBMITTED FOR APPROVAL

790-42-SM

APPLICANT—United States Gypsum Co., owner.

SUBJECT—Rocklath and Diamond Liner (Gypsum Lath) Plasterboard, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Laid over to February 9, 1943 at 2 P.M. for further consideration by the Board.

569-38-SM

APPLICANT—Laclede Steel Company, owner.

SUBJECT—Application for consideration—reopening and restoration to calendar—Laclede Steel Joists (previously withdrawn).

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application reopened and referred to the Committee on Tests for test and report.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

239-41-SA

APPLICANT—Wheelco Instruments Company, owner.

SUBJECT—Wheelco Flameotrol (Safety System for Oil Burners), Models 1101A, 1102A, 1123A, 1124A, 1125A, 1126, 1131A, 1132A, 1256, 1257 and 1265C, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Appliance approved in accordance with report of Committee on Tests.

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THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (239-41-SA)

WHEREAS, the Wheelco Instruments Company, owner, filed on March 22, 1941, an application with the Board of Standards and Appeals for approval of the appliance known as the Wheelco Flameotrol (Safety System for Oil Burners, Models 1101A, 1102A, 1123A, 1124A, 1125A, 1126A, 1131A, 1132A, 1256, 1257 and 1265C; and

WHEREAS, this appliance was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS.

February 1, 1943.

Re: Cal. No. 239-41-SA.

Subject: Wheelco Flameotrol (Safety System for Oil Burners), Models 1101A, 1102A, 1123A, 1124A, 1125A, 1126A, 1131A, 1132A with Model 1256, 1257 and 1265C Assembly.

The Wheelco Instruments Company of 2001 South Halsted Street, Chicago, Ill., filed on March 22, 1941, an application with the Board of Standards and Appeals for approval of the above device under the provisions of the Oil Burner Rules of the Board of Standards and Appeals.

This device, known as the Wheelco Flameotrol is designed for use with electrically operated oil burners, either manually or automatically ignited, and function as a method of automatically and instantly stopping flow of oil, in the event of premature extinguishment of flame; also, when used with oil burners ignited by a pilot it prevents the discharge of oil into the combustion chamber in case of failure of the ignition system.

The equipment is supplied in several combinations to serve the following purposes:

Model 1101A or 1102A safety switches with Model 1265C photoelectric cell assembly (combustion thermostat) for manually ignited and controlled oil burners, to stop the discharge of oil into the combustion chamber upon premature extinguishment of the oil flame. Manual restarting is required after shutdown.

Models 1101A or 1102A safety switches with Model 1256 or 1257 electrode assembly and Model 1265C photoelectric cell assembly (combustion thermostat) for manually or automatically controlled oil burners equipped with manually ignited or constant burning gas pilot to allow the initial discharge of oil into the combustion chamber only when the pilot is burning and to stop the discharge of oil upon premature extinguishment of the oil flame. Manual restarting is required after safety shutdown.

Models 1123A, 1124A, 1125A, 1126A, 1131A, or 1132A safety switches with Models 1256 or 1257 electrode assembly and Model 1265C (combustion thermostat) photoelectric cell assembly for automatically controlled oil burners equipped with automatic gas ignition system to allow the initial discharge of oil into the combustion chamber only when the ignition system is functioning and to stop the discharge of oil upon premature extinguishment of the oil flame. If, upon starting, the ignition system fails to function, no oil will be admitted to the burner and the control will stop the burner after a predetermined ignition period requiring manual attention to start the burner. Upon flame failure, the control will immediately cause the oil to be shut off and then, with the exception of the Models 1125A and 1126A, recycle through the regular starting sequence in an attempt to relight the burner. If the burner fails to relight, it is stopped, as stated above. With the Models 1125A and 1126A, no recycle is attempted after flame failure.

APPLICATION AND USE:

The Flameotrol safety combustion control system functions to regulate and safeguard the operation of oil burners by supervising the electrical circuits of the burner. To insure safe performance of an installation, the oil burner must be equipped with gas and valves, ignition system, and such other equipment may be required suitable for the burner and capable of reliable operation. The installation should also include auxiliary controls, such as pressure or temperature limit controls, low-water control, air-oil interlock, etc., as may be necessary.

The relay unit includes, in addition to the primary safety control, circuit contacts operated by a relay and in some cases also a synchronous motor to govern the operation of the gas valve, ignition system burner motor, and oil valve in proper sequence. The unit is usually mounted on the wall near the burner.

The electrode assembly must bear a definite and fixed relation to the burner pilot assembly, as determined for each burner design, and therefore should be attached to the burner frame or assembly as provided for by the burner manufacturer. It should be located with the electrode only about $\frac{1}{2}$ in. in front of the pilot flame and so as not to touch the main oil flame at any time. A clearance of at least $\frac{3}{8}$ in. should be maintained between the electrode and any surrounding material such as burner or boiler parts and refractory. The pilot flame should be grounded to the burner furnace at a point between the tip of the pilot burner and the point of contact with the electrode. The pilot, of course, should be located as fixed by the burner manufacturer to insure prompt ignition of the oil.

The photoelectric cell assembly should be pointed towards the outer end of the low-fire flame. It should be located on the burner assembly or attached to the furnace, but should be placed where it will stay clean and keep cool. The assembly is equipped with a special optical filter which permits only the light from the burner flame to reach the cell. Light from other sources, such as from incandescent combustion chamber walls, will not affect the cell. A switch is provided which places the control in the "off" position when the cover of the cell assembly is removed.

All the wiring of the installation shall be made in accordance with the Electrical Code. The specially shielded cable connecting the relay unit to the electrode and cell assemblies must be run through separate metallic conduit. The relay unit should be grounded to the burner equipment and to the electrode assembly.

PRINCIPLE OF OPERATION:

The Flameotrol is designed around the following principles: (1) change of resistance in an electrical circuit causes a change of voltage distribution in the circuit; (2) Change of resistance in an alternating-current circuit brings about a change both in voltage distribution and the phase of the voltage; (3) a vacuum tube is capable of changing a small variation of phase of voltage into a large change of current.

The Flameotrol makes use of the conducting properties of the gas pilot flame for its operation when applied to the burners equipped with a pilot. It requires no adjustment for operation and will function on practically any type of gas mixture. The actual principle of operation depends upon the fact that there are free ions present in the flame. Because of the ionized condition of the flame, the flame may be likened to a conducting medium such as a wire. When the electrode is placed in contact with the flame, the actual metal of the electrode being an alloy chosen for its ability to withstand extremes of temperature under oxidizing or reducing conditions. This electrode contacts the flame and acts as a convenient conductor of the circuit of which the flame forms a part.

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photoelectric cells act in a similar manner acting as a conductor when light from the burner flame impinges upon it.

Suitable solenoid valves are used in the pilot lines and main oil lines for the control of the fuel. A push-button station is furnished so that pilot valve may be opened manually for restart after safety shut-down. As long as a flame is present at the pilot orifice, a circuit is completed from the orifice to the electrode. This circuit operates to maintain the apparatus within the Flameotrol cabinet consisting of a radio tube and a specially designed relay to hold valves in open condition. Should the flame cease to be maintained even for an instant, the circuit between the orifice and electrode, or through the cell, ceases to exist, causing an almost instantaneous release of the valves to cut off the fuel supply and ring appropriate alarms if desired.

The terminals are those terminals to which the electrode and cell are connected. They are connected to the grid filament circuit of the first section of a Type 53 tube. This Type 53 tube is a type commonly known in the radio field as a Class B audioamplifier tube and consists of two triode sections with a common cathode. This tube may be replaced in the apparatus without necessitating any adjustment or change. The first triode section has its plate circuit power supplied from secondary S1 of the transformer, the second triode section of tube has its plate circuit power supplied from secondary S3 of transformer, filament supply for tube is obtained from secondary S4 of transformer; the secondary S2 is provided in the common plate return for reasons which will be given hereafter.

The transformer used has two primaries arranged so that they may be connected in parallel for 110-V operation or in series for 220-V operation. It is to be noted here that alternating currents are used in the entire operation of the apparatus, with the understanding that in those cases where alternating current voltages are applied to the plate circuits of the two triode sections, self-rectification takes place; that is, each triode section acts as its own rectifier of the half wave variety to produce a direct current plate flow through the plate loads, which in the case of the first triode section is a resistor and in the case of the second triode section is a relay, which is shunted by a condenser to smooth out voltage peaks across the relay during the negative half of the alternating voltage cycle so that relay chatter does not occur. This relay is equipped with heavy-duty silver contacts for the control of solenoid valves, burner motor controller, ignition system signal, and for operating pilot lights which are used as warning signals. The drop across the resistor is used to bias grid of second triode section so that the total combination is a variety of direct-coupled amplifier. In order to prevent over-biasing of the grid of second triode section, the winding is provided and so phased that the resultant voltage of this winding and the normal drop across the resistor are of such nature as to bias grid of second triode section to a predetermined chosen point on its grid voltage plate current graph. The operation of the device takes place substantially as follows:

Normally, with a flame maintained between the terminal which is the electrode terminal and ground, or when a circuit to ground through the cell is maintained, a bias is applied to the grid of first triode section through flame or cell and resistor. This bias from the winding is alternating in character and of such value and phase to cause plate current of first triode section to drop to a low value. This low value of plate current through load resistor maintains a low drop across this resistor and a low bias on the grid of second triode section. This low voltage on the grid of second triode section allows the normal plate current of

second triode section to stay at a high value, keeping relay closed, whereupon contacts of relay are in such position as to maintain pilot valve and main fuel valve in open position. Should flame from pilot orifice go out or the main flame be extinguished, the following effects take place instantaneously. Grid bias on first section, produced through resistor disappears, re-establishing normal grid bias on the first section through the grid resistor. The disappearance of auxiliary grid bias on first section causes an immediate rise in plate current of first section. Plate current rise through load resistor establishes a large bias on grid of second section with a consequent sharp drop of plate current in second section. Relay then opens circuits to valves, allowing fuel to be shut off at the same time, closing circuits to warning pilot bulb and alarm system, if used. Should the electrode, cell, or any part of the circuit become grounded, bias placed on grid of first section is much larger and of other phase than bias normally established through flame. With the proper choosing of grid voltage characteristic of tube assembly, plate current through relay drops so that relay remains open under the conditions of either a grounded electrode or a flameless condition in the furnace.

The apparatus is designed to avoid an unsafe condition due to failures likely to occur in service. For instance, a tube failure will allow relay to remain open; a transformer failure will allow relay to remain open, etc. the object being that an unsafe condition in the furnace due to the failure of electrical apparatus cannot take place. Under certain conditions, a leakage between cable (connecting electrode to terminal) to ground could cause an unsafe condition, the resultant effect being as if a flame were present, although actually not present. This effect was eliminated by using a special cable with a shield braided into it. This shield is connected to terminal and acts as a guard circuit such as is commonly used for guarding Wheatstone bridge networks in laboratory work against leakage. This guard circuit eliminated difficulties of leakage and stray capacity effects without detriment to the sensitivity of the apparatus as a whole. The cable consists of an inner copper wire core covered with a silk and rubber insulation, a layer of tinsel braid, and the total covered with another layer of silk and rubber. Cable, as supplied, may be used in lengths up to 100 ft., run in conduit, etc., without detrimental effect. All cable is tested to an insulation resistance of at least 1,000 megohms. The inner core is connected to the terminal on the Flameotrol cabinet and the shield braid is connected to another terminal on the Flameotrol cabinet. At the electrode head, cable issues from the conduit run and enters the electrode housing. At the housing, the inner core is connected to the electrode binding post, while the tinsel braid is dead-ended in such a manner that it cannot ground or touch the electrode binding post.

It is important that the Flameotrol cabinet be grounded to the pilot gas line since this is the ground return circuit for the Flameotrol apparatus. The flame resistance, as measured, varies from as low as 5 megohms to as high as 100 megohms, depending upon the nature of the fuel used and the combustion conditions. These extremes of flame resistance do not affect the operation of this device. A flame failure will cause the plate current to drop to practically zero, while a grounded electrode will produce the same condition. Upon tube life depreciating to point of failure due to lack of emission, relay will not maintain its closed condition for normal flame operation and set all apparatus to safety. In design of the ceramic insulation used to insulate electrode holder from casting, it was found necessary that electrode head be kept at a temperature below 250° since most ceramic insulations lose their resistive properties above this temperature,

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and since the insulation resistance is in parallel with the flame resistance, it is important that as little leakage as possible occur through this insulation.

A typical installation of this Flameotrol device Model 1101A was inspected and tested at the Hotel Breslin, Broadway and 59th St., New York City, and was found to function as described herein and shut off the flame in 6 seconds. These devices have been approved by the Underwriters' Laboratories, Guide No. 300-10.2.19, August 30, 1940, File No. MP1274.

RECOMMENDATION

On the basis of this inspection and test, the Committee on Tests recommends the approval of the Wheelco Flameotrol Models 1101A, 1102A, with Model 1265C combustion thermostat (photoelectric cell) for manually operated and controlled oil burners; Models 1101A and 1102A with 1256 or 1257 electrode and Model 1265C combustion thermostat (photoelectric cell) for manually or automatically controlled oil burners, equipped with manually ignited or constant burning gas pilot; Models 1123A, 1124A, 1125A, 1126A, 1131A, and 1132A safety switches with Model 1256 or 1257 electrode and Model 1265C combustion thermostat (photoelectric cell) for automatically controlled oil burners equipped with automatic gas ignition system; Rating: 110 or 220 V, 60 cycles, 16W; relay contacts, 5A, provided that the device is installed and operated in accordance with the report and with the Oil Burner Rules of the Board of Standards and Appeals and that the device bear a label permanently affixed reading: "Approved by the Board of Standards and Appeals for use in New York City under Cal. No. 239-41-SA."

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

and

WHEREAS, this report recommended the approval of this appliance.

Resolved, that the Board of Standards and Appeals does hereby approve the appliance known as the Wheelco Flameotrol (Safety for Oil Burners), Models 1101A, 1102A, 1123A, 1124A, 1125A, 1126A, 1132A, 1256, 1257 and 1265C, on condition that the appliance be manufactured, installed, and labelled, stamped or tagged in accordance with the above report.

273-41-SM

APPLICANT—Chamberlin Metal Weather Strip Co.,
owner.

SUBJECT—Chamberlin Safety Detention Screen, approval of.

APPEARANCES—

For Applicant: Ralph Sprenger.

ACTION OF BOARD—Material approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (273-41-SM)

WHEREAS, the Chamberlin Metal Weather Strip Co., owner, filed on March 31, 1941, an application with the

Board of Standards and Appeals for approval of material known as the Chamberlin Safety Detention Screen; and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests read:

REPORT OF COMMITTEE ON TESTS

January 20, 1941

Re: Cal. No. 273-41-SM.

Subject: Chamberlin Safety Detention Screen (Wind Guards), approval of.

The Chamberlin Metal Weather Strip Company of 1254 Labrosse street, Detroit, Michigan, filed March 31, 1941, an application with the Board of Standards and Appeals for approval of the Chamberlin Safety Detention Screen under the mandatory provisions of C26-178.0,b Administrative Building Code.

METHOD OF MANUFACTURE

Chamberlin Safety Detention Screens (Wind Guards) are constructed of steel channels of thickness not less than 1/8-inch welded at corners into a one piece continuous frame. Inside and outside cover plates are of not less than No. 13 standard gauge steel with all corners welded and ground smooth. Inside cover plates are welded to inner channel frame. Outside cover plates are secured to inner channel frame with machine screws spaced not less than 16 inches on centers. The frames are equipped with flat-leaf springs in sets of two, attached to inner channel frame by means of steel cadmium plated devices and hard bronze clevis pins. Spring assembly has a minimum capacity of 175 lbs. per sq. in. of movement of wire retainer. Wire mesh is held between and around cadmium plated wire retainers attached to springs by means of cadmium plated clevises and clevis screws. Wire retainer clevises which engage with springs are placed on approximately 8-inch centers on four sides of frame. Wire mesh is stainless steel alloy having a tensile strength of not less than 125,000 pounds per sq. inch. The mesh is of wires .028" diameter woven 12 mesh to the inch, giving an open area of not less than 4 square inches with double crimped crossings and a tensile strength of not less than 900 lbs. per linear inch. Each screen has a concealed brass or bronze lock with two bronze or case-hardened cadmium plated steel bolts; bolts operate simultaneously from one key station with special key. Each screen is attached to a metal sub-frame with three concealed solid brass or bronze lock pin hinges. Sub-frame is of channel shaped design of not less than 1/8-inch steel with corners welded and ground smooth. All screen and sub-frame members are cleaned and bonderized after fabrication and finished with one coat of baked-on prime and finish coat of baked enamel or pyroxylin lacquer. The sub-frame to which the screens are hung is anchored to the window opening by toggle expansion bolts or other means of securing adequate fastening. No screws are exposed to the inmate of the room.

TESTS

The following test of a sample panel was made at the Central Testing Laboratory of the Department of Purchase of the City of New York.

Chamberlin Safety Detention Screen

Dimensions of screen, inches..... 41 1/4 x 7 1/4

Description of impact test: A metal cylinder 6 3/4 inches in diameter and 11 inches high, weighing 150 lbs., was allowed to drop from various heights in an equi-distant from 3 sides of the screen, which was locked in its own frame and was supported in position by a cradle in a horizontal position above the floor.

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Height of Drop, Inches	Deflection of wire mesh, inches
6	$\frac{5}{8}$
12	$\frac{3}{4}$
18	$\frac{7}{8}$ See Note No. 1
24	1-1/16 See Note No. 2
30	15/16 See Note No. 3
33	15/16 See Note No. 4
36	1-5/8 See Note No. 4
39	2-1/8 See Note No. 5
42	5-1/8 See Note No. 6
45	— See Note No. 7

Note No. 1—Wire mesh at top of screen moved out $\frac{1}{8}$ ".

Note No. 2—Wire mesh at bottom of screen moved out $\frac{1}{16}$ ".

Note No. 3—Wire mesh at bottom of screen moved out $\frac{1}{8}$ ".

Note No. 4—Wire mesh at bottom of screen moved out $\frac{5}{32}$ ".

Note No. 5—Wire mesh at bottom of screen moved out $\frac{1}{4}$ ".

Note No. 6—Wire mesh at bottom and hinge side tore away from clamps.

Note No. 7—Wire mesh torn away from frame, measuring from corner made by intersection of bottom and hinge side, a distance of 26" on bottom and $34\frac{1}{2}$ " on hinge side.

Locking device operated without difficulty at end of test. Stile or cover plate and frame show no appreciable distortion at end of test, however, wire mesh sheared outside of wire retaining clamps at 3 places on bottom and 4 places on hinge side. The screw of one clamp on hinge side sheared off at wire retainer clevis.

RECOMMENDATIONS

On the basis of the foregoing test, the Committee on Tests recommends the approval of the Chamberlin Safety Detention Screen for *voluntary* use in New York City under the provisions of Sec. C26-191.0, a Administrative Building Code when manufactured and installed in accordance with the foregoing specifications.

It is further recommended that all screens for use under this approval be stamped, labelled or marked as follows: "Approved by the Board of Standards and Appeals for use in New York City under Cal. No. 273-41-SM."

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

WHEREAS, this report recommended the approval of this material.

Resolved, that the Board of Standards and Appeals does hereby approve the material known as the Chamberlin Safety Detention Screen, on condition that the material manufactured, installed and labelled, stamped or tagged in accordance with above report.

41-SM

APPLICANT—American Sterilizer Co., owner.

SUBJECT—Application for consideration—reopening and amendment of resolution to include approval of steam attachment—re Aeroflush Bedpan Washer, previously approved.

APPEARANCES—

For Applicant: F. G. Bauschard.

ACTION OF BOARD—Application reopened and resolution amended in accordance with report of Committee on Tests.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (439-41-SM)

WHEREAS, American Sterilizer Company, owner, filed on May 14, 1941, an application with the Board of Standards and Appeals for approval of the material known as the "Aeroflush" Bedpan Washer; and

WHEREAS, this material was approved by the Board on July 8, 1941, on certain conditions and applicant requested an amendment of the resolution to include the approval with steam attachment; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

January 14, 1943.

Re: Cal. 439-41-SM.

Subject: Aeroflush Bedpan Washer—Approved by the Board July 8, 1941; Reopening to include approval with steam attachment.

The Board of Standards and Appeals approved July 8, 1941, the Aeroflush Bedpan Washer. Request has been made for reopening of the application and for approval of the appliance with steam connection under the provisions of C26-1277.0 Administrative Code and of Rule 7 of the Rules Relative to Submerged Inlets and Protective Methods to be applied to Prevent Contamination of Water Supply of the Board of Standards and Appeals.

Inspection and test were made of this appliance at the test bench of the Dept. of Water Supply, Gas and Electricity. Present at the test were the Committee on Tests of the Board and the representatives of the Dept. of Water Supply, Gas and Electricity, the Plumbing Division of the Department of Housing and Buildings and the manufacturer.

The unit tested is identical with that tested on June 11, 1941, excepting that a steam jet connection is added to afford means of sterilizing bedpans after washing. This unit which is of a wall type successfully passed vacuum test on June 11, 1941. The purpose of this test was to determine if the introduction of steam into the unit would convert the unit sufficiently to term it a sterilizer, which, under rules as adopted by the Board of Standards and Appeals under date of December 4, 1942, requires an indirect water supply, except when approved by the Board.

The unit was subjected to a full head of steam under 10 lbs. pressure and it was noted there was no change in the elevation of the water in the trap or evidence of steam vapor at the vacuum breaker nor was there any evidence of change in water elevation in the trap after the unit had chilled, indicating that the vent required by regulations afforded sufficient protection against breaking the trap seal by steam vapor contraction within the unit.

The unit was also subjected to a vacuum test with simulated contaminated water flooding the vessel to the maximum overflow limit and with the introduction of a steam jet under full flow of the 10 lb. pressure the vessel was subjected to a vacuum of $28\frac{1}{2}$ " Hg. without permitting any vapor or simulated contaminated water being drawn into the riser. Under the same flooded and steam condition, the unit was then subjected to a duration vacuum test varying from 7" to 19" Hg. without any simulated contaminated water or vapor being forced into the riser. No vapor appeared at any

MINUTES

time during either of the tests at the vacuum breaker, indicating the vent with which this unit is equipped successfully removes vapors, thus preventing back pressure within the unit.

RECOMMENDATION

On the basis of these tests it is recommended that the resolution of the Board adopted July 8, 1941 be amended and that Aeroflush Bedpan Washer with steam connection be approved for use in New York City under the provisions of section C26-1277.0h (14.8.2.8) of the Administrative Building Code and of Rule 7 of the Rules Relative to Submerged Inlets and Protective Methods to be Applied to Prevent Contamination of Water, provided that the steam connection be made from a point at least 4 inches above the maximum overflow level of the fixture and that the steam connection be equipped with a suitable check valve to prevent backflow from the unit into the steam line and that the requirements of the Board's resolution of July 8, 1941, be complied with in all other respects,

and that no changes of piping from that shown diagrams filed, shall be made either by manufacturer installer or user and that there shall be no piping trap other than channel.

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests

Resolved, that the Board of Standards and Appeals do hereby *amend* the resolution of July 8, 1941, in accordance with the above report of the Committee on Tests.

Adjourned: 4:00 P.M.

JOSEPH J. DOYLE, Chief Clerk

NOTICE

WARNING

Notice is hereby given to all appellants and applicants, and to all lawyers, architects and engineers representing owners or lesses in proceedings before the Board—

First, That if they do not appear in person or by representative at the hearing of their case, dismissal for lack of prosecution is likely to result.

Second, That due and ample notice of the date set for hearing is provided in the publication in this BULLETIN of the calendars of the Board, each case being set down by Calendar Number and the premises under the date of the hearing.

Third, That no plea of ignorance of the date of the hearing can be entertained in view of this publication and of the posting of the calendars on the bulletin board in the

offices of the Board and of the further publication of calendars in the daily press.

Fourth, That no one is entitled to written notice of date for the hearing in his case, and that the plea of failure to receive such notice is no excuse for neglect to appear.

Fifth, That the business of the Board is to dispose of cases promptly; therefore, no appeal or application shall be held in abeyance by reason of failure of the appellant or applicant to file necessary data, or by any other method of delay.

Sixth, That no appeal or application will be accepted for filing unless, at the time of filing, all papers, plans and documents required by law are supplied, as specified on the blank appeal or application forms.

THE BUILDING LAWS

Now on Sale

THE VARIOUS BUILDING LAWS OF THE CITY OF NEW YORK ARE NOW published in FOUR SEPARATE VOLUMES, consisting of matters affecting or relating to the construction, maintenance, alteration, demolition or removal of structures and buildings in the City of New York; including excerpts from the STATE LABOR LAW, the PLUMBING CODE, ELEVATOR RULES, THE NEW YORK CITY CHARTER, the complete BUILDING CODE OF THE CITY OF NEW YORK; the MULTIPLE DWELLING LAW, the STATE PLASTERING LAW, and various local laws, and building and construction rules and regulations adopted by various City and State agencies.

These volumes are now ON SALE at the office of the Supervisor of the City Record, ROOM 2213, MUNICIPAL BUILDING, MANHATTAN, NEW YORK CITY. The price for the complete set of four volumes is \$4 (\$4.10 by mail), single volumes each containing certain parts of the above described legislation, \$1 (by mail \$1.10).

FORMS FOR NOTICE TO PROPERTY OWNERS

Applicants, under the building zone resolution, are entitled to one copy of Form 7NO.

If they desire additional copies, for their own convenience in notifying property owners, they may obtain such

copies at the office of the Board of Standards and Appeals, Room 1018, Municipal Building, Manhattan, at three cents each—postage to be added if the forms are forwarded by mail.

BULLETIN

OF THE

BOARD OF STANDARDS AND APPEALS

CITY OF NEW YORK

Issued under authority of Chapter 27, Section 665 of the Charter of the City of New York.

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No. 7

DIRECTORY

BOARD OF STANDARDS AND APPEALS

HARRIS H. MURDOCK, Chairman

BERNARD A. SAVAGE

CHARLES M. BLUM

CHIEF JOHN E. GUNN

JOSEPH J. DOYLE, *Chief Clerk*

OFFICE—Municipal Building, Rooms 1000 to 1018.

TELEPHONE—WOrth 2-5600.

OFFICE HOURS FOR PUBLIC—9 a. m. to 4 p. m.

Saturdays 9 a. m. to 12 noon.

Address all communications to the Chairman

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PUBLIC HEARINGS

Tuesdays, at 10 a. m. and 2 p. m.

Special meetings as published in this Bulletin.

All hearings are held in Room 1013, Municipal Building,
Borough of Manhattan.

HOURS OF CONSULTATION

10 A. M. to 1 P. M.

Any person desiring to consult the chairman or the en-
gineers, pertaining to the work of the board, will be seen
only between the hours of ten in the morning and one in
the afternoon—Saturdays excepted.

NOTICE TO APPELLANTS AND APPLICANTS

No appeal or application will be entertained in connection
with which court proceedings are pending or in progress,
unless exception is granted by the chairman, nor accepted
which is not filed within thirty days from the date of the
action of the Administrative Official.

Any communication purporting to be an appeal or appli-
cation shall be regarded as a mere notice of intention to
seek relief until it is filed on the form required by the rules
of this board.

Upon receipt of any such communication the writer will
be supplied with the official forms for presenting his appeal
or application.

At the time of filing an appeal or application, the appel-
lant or applicant shall forward a signed notice of appeal
addressed to the administrative official (either commissioner
of buildings or fire commissioner) and file with this board
a duplicate of said notice.

Appellants and applicants are advised that their plans
must indicate the points of the compass so as to establish
the true location and position of the property, the subject
of the appeal or application.

Appeals and applications will be simplified and disposition
of same expedited by conforming to these directions.

HARRIS H. MURDOCK, *Chairman*

CALENDAR

DOCKET

New Cases Filed up to February 9, 1943.

Cal. No. Dept. Premises Affected.

44-43-BZ—H.B.B.—70-74 Malta street, west side, 100 ft. north of Hegeman avenue (Block 4294, Lot 32), Borough of Brooklyn, B.N. 53-43.

45-43-A—H.B.Q.—47-11 108th street, northeast corner of 48th avenue (Block 2003, Lot 87), Corona, Borough of Queens, Alt. 1576-42.

46-43-A—H.B.B.—5001 Surf avenue, east side, 279 ft. 2¼ in. south of Popular avenue (Block 7024, Lot 20), Borough of Brooklyn, Alt. 3438-42.

47-43-A—H.B.B.—3064 Brighton 4th street, west side, 124 ft. north of Brighton Beach avenue (Block 7284, Lot 1260), Borough of Brooklyn, Alt. 5585-41.

48-43-A—F.D.—789 East 132nd street, south side, 155.03 ft. east of Willow avenue (Block 2558, Lot 1), Borough of The Bronx, 32142-L.C. and Decision.

49-43-S—H.B.B.—172 Pacific street, south side, 215 ft. east of Clinton street (Block 292, Lot 15), Borough of Brooklyn, Alt. 1943-42.

50-43-A—F.D.—1505 Park avenue, east side, 125 ft. south of East 110th street (Block 1637, Lot 72), Borough of Manhattan, 32085-L.C. and Decision.

51-43-SM—Celanese Cellulose Acetate Flameproofed Fabric, manufactured by Celanese Corporation of America, Material.

52-43-A—F.D.—655-663 73rd street, north side, 203 ft. west of Seventh avenue and 656-674 72nd street (Block 5911, Lot 31), Borough of Brooklyn, 9063-L.F. and Decision.

53-43-A—H.B.Q.—135-42 152nd (Meacham avenue), south side, 280 ft. west of Van Wyck boulevard (Block 11905, Lots 235 and 236), South Ozone Park, Borough of Queens, N.B. 3-43.

Restored to Calendar.

872-39-BZ—H.B.B.—7001-7019 Bay parkway, southwest corner of West 10th street and 1-21 Avenue O (Block 6574, Lot 6), Borough of Brooklyn, B.N. 121-43.

595-42-S—F.D.—43-02 Ditmars boulevard, southwest corner of 45th street (Block 782, Lots 1, 25, 26, 47 and 48), Astoria, Borough of Queens, Decision.

460-32-BZ—H.B.B.—1551-1555 Coney Island avenue, east side, 100 ft. south of Avenue L (Block 6731, Lot 90), Borough of Brooklyn, B.N. 2950-42.

330-22-BZ—H.B.B.—1663-1669 East 17th street, east side, 57 ft. 2½ in. south of Kings Highway (Block 6780, Lot 55), Borough of Brooklyn, Alt. 3935-40.

DESIGNATIONS: H.B.—Department of Housing and Building; H.B.B.—Department of Housing and Buildings, Brooklyn; H.B.M.—Department of Housing and Buildings, Manhattan; H.B.Q.—Department of Housing and Buildings, Queens; H.B.R.—Department of Housing and Buildings, Richmond; H.B.Bx.—Department of Housing and Buildings, Bronx; H.D.—Health Department, and F.D.—Fire Department.

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Carbon Dioxide Liquefier, Rules	Mar. 10, 1942—Vol. 27, No. 10
Certificates of Occupancy, approved form	Nov. 25, 1941—Vol. 26, No. 13, 1937—Vol. 22, No. 13
Concrete Flat Slabs, Rules	July 13, 1937—Vol. 22, No. 13
Concrete Masonry Units, Rules for Manufacture, Testing and Use of	June 24, 1941—Vol. 26, No. 3, 1937—Vol. 22, No. 3, 1936—Vol. 21, No. 3
Concrete Rules (Hydrated Lime)	Aug. 3, 1936—Vol. 21, No. 3
Elevator Rules	Mar. 3, 1936—Vol. 21, No. 3
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Vacuum Breakers	Nov. 10, 1942—Vol. 27, No. 10

FEBRUARY 16, 1943, 10 A.M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provision of the zoning resolution, *Tuesday morning, February 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

514-42-BZ—Application, June 27, 1942, under sections 7h and 21 of the zoning resolution, of Arthur H. Haas, applicant, on behalf of Pennsylvania Railroad Company, owner (Kesbec, Incorporated, lessee), to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises

CALENDAR

11 to 39-33 Skillman avenue, north side, 100 ft. east of 4th street (Block No. 183, part of Lot No. 1), Long Island City, Borough of Queens.

62-42-BZ—Application, May 11, 1942, under section 7h of the zoning resolution, of Ervin Palmer, applicant, on behalf of General Baking Company, owner (C Solomon Mayer, lessee), to permit in a residence use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 530-540 East 81st street and 28-34 East End avenue, southwest corner (Block No. 1577, Lot No. 27), Borough of Manhattan.

64-42-BZ—Application, April 13, 1942, under sections 7b, 7c and 7e of the zoning resolution, of Harold P. Miller, applicant, on behalf of Flushingside Realty & Construction Co., owner (I. B. Kleinert Rubber Co., lessee), to permit partly in a business use and partly in a residence use district, the conversion of occupancy of an existing garage to a factory (manufacture of babies diapers) and the continuance of this use for a term of two years; premises 136-06 31st road and 31-05 Linden place, southwest corner (Block 4409, Lot 24), Flushing, Borough of Queens.

65-42-BZ—Application, June 30, 1942, under section 7h of the zoning resolution, of A. H. Salkowitz, applicant, on behalf of Lubritorium, Inc., owner, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 77-02 Roosevelt avenue, southeast corner of 77th street (Block 188, Lot 1), Jackson Heights, Borough of Queens.

65-42-BZ—Application, December 17, 1942, under section 7e of the zoning resolution, of Vitale Della Penna, applicant, on behalf of Bessie Levinthim, owner, to permit in a business use district, the conversion of occupancy of an existing building to a milk bottling and distributing station and the use of same for a term of two years; premises 667-669 Hunts Point avenue, west side, 145.30 ft. south of Bryant avenue (Block 2766B, Lot 120), Borough of The Bronx.

HARRIS H. MURDOCK, *Chairman.*

FEBRUARY 16, 1943, 2 P. M.

Appeals from Administrative Decisions.

69-42-A—1360-1366 Fifth avenue and 1-3 West 113th street, northwest corner (Block 1597, Lot 33), Borough of Manhattan.

66-42-A—205-215 East 42nd street, north side, 80 ft. east of Third avenue and 204-210 East 43rd street (Block 6, Lot 5), Borough of Manhattan.

69-42-A—Re packaging, storage and distribution of combustible mixture, known as "3M Wax Finish" in one-gallon glass bottles (capacity of bottles not in conformity with Administrative Code Specifications).

69-43-A—1134 Leggett avenue, southwest corner of Truxton street (Block 2606, Lot 230), Borough of The Bronx.

Appliances and Material for Approval.

69-42-SA—Central Station Signals, Inc. Method for Central Station Fire Alarm and Air Pressure Supervision of Non-Automatic Sprinkler Systems.

69-43-SA—Herd Thermostatic Damper Control (Automatic Draft Regulator).

69-41-SM—Damp Coat Enamel (Water-Resisting Paint).

FEBRUARY 24, 1943, 10 A. M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution *Wednesday morning, February 24, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

669-42-BZ—Application, September 11, 1942, under sections 7f and 21 of the zoning resolution, of Wing Holding Corporation, applicant and owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 40-11 Skillman avenue, north side, 545.51 ft. west of 43rd street (Block No. 183, Lot No. 290), Long Island City, Borough of Queens.

203-41-BZ—Application, March 10, 1941, under sections 7c and 21 of the zoning resolution of Herman Kron, applicant, on behalf of Rosebeck Holding Corporation, owner, to permit in a residence use district, the conversion of occupancy of part of an existing public garage to retail stores; premises 1526 Grand Concourse, east side, 377.44 ft. south of Mt. Eden avenue and 1541 Sheridan avenue (Block No. 2821, Lot Nos. 11 and 65), Borough of The Bronx.

788-42-BZ—Application, November 10, 1942, under section 7e of the zoning resolution, of Frank C. Keller, applicant, on behalf of John Laronga, owner, to permit in a business use district, for a term of two years, the use of the premises as a coal yard; premises 43-01 104th street and 104-02 43rd avenue, southeast corner (Block 1987, Lot 75), Corona, Borough of Queens.

839-42-BZ—Application, December 1, 1942, under section 21 of the zoning resolution, of James E. McKillop, applicant, on behalf of McCann and Hose, owners, to permit in an unrestricted use and also B area district, the erection and maintenance of an extension at the rear of the 2nd story of an existing building; the said proposed extension does not comply with rear yard requirements of the zoning resolution; premises 172 Pacific street, south side, 215 ft. east of Clinton street (Block 292, Lot 15), Borough of Brooklyn.

166-42-BZ—Application, February 26, 1942, under section 7h of the zoning resolution, of Fannie Tobachnick, applicant and owner, to permit in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 575-579 Jerome street, east side, 200 ft. north of Livonia avenue (Block 4078, Lots 12, 13 and 14), Borough of Brooklyn.

451-42-BZ—Application, June 4, 1942, under section 7h of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Joseph Ricca, Sr., owner, to permit partly in a residence use and partly in a business use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 982-984 Hopkinson avenue, west side, 100 ft. north of Hegeman avenue (Block 3622, Lots 6, 9 and 56), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

FEBRUARY 24, 1943, 2 P. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Wednesday afternoon, February 24, 1943*, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

153-39-BZ—Application of Sidney L. Strauss, applicant, on behalf of Jacobena Foster, owner, reopened February 2,

CALENDAR

1943, for consideration as to extension of permit (same having expired by limitation)—re Application, previously granted on condition, under section 7h of the zoning resolution, for a temporary period of not more than two years, the parking and storage of more than five motor vehicles; premises 28-02 41st street and 40-16 28th avenue, northwest corner (Block 663, Lot 21), Astoria, Borough of Queens.

Appeals from Administrative Decisions.

573-42-A—983 McDonald avenue, east side, 22 ft. south of Webster avenue (Block 5419, part of Lot 8), Borough of Brooklyn.

821-42-A—1540 59th street, south side, 320 ft. east of 15th avenue (Block 5509, Lot 23), Borough of Brooklyn.

664-42-A—1155-1205 Manhattan avenue and 93-99 Commercial street, northwest corner (Building No. 1—5th floor); (Block No. 2472, Lot No. 350), Borough of Brooklyn.

899-42-A—753-759 Seventh avenue and 154-166 West 50th street, southeast corner (Block 1002, Lot 61), Borough of Manhattan.

13-43-A—4517 Surf avenue, east side, 100 ft. north of Neptune avenue (Block 7824, Lot 138), Borough of Brooklyn.

Appliance and Materials for Approval.

790-42-SM—Rocklath and Diamond Liner (Gypsum Lath) Plasterboard.

672-42-SA—Hypressure Jenny Steam Cleaner, Models JM and JL, Oil Fired.

911-42-SM—Busch "Codepruf" Grease Trap.

HARRIS H. MURDOCK, *Chairman.*

MARCH 2, 1943, 10 A. M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday morning, March 2, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

45-42-BZ—Application, January 20, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Samuel Schenkel, owner, to permit in a business use district, the alteration of and also the erection of a new accessory building on an existing gasoline service station; premises 4313-4323 Fourth avenue and 401-405 44th street, northeast corner (Block No. 729, Lot No. 1), Borough of Brooklyn.

987-41-BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kiesewetter, applicant, on behalf of The Texas Company, owner, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station; premises 736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn.

155-36-BZ—Application of Tobias Goldstone, applicant, on behalf of Simon Holland, owner, reopened April 30, 1940, under section 7c of the zoning resolution, to permit the extension from an unrestricted use district into a business use district, of an existing structural iron works; premises 821-835 Stone avenue, 258-280 Lott avenue, southeast corner and 540-554 Christopher avenue, southwest corner of Lott avenue (Block 3855, Lots 10 and 17), Borough of Brooklyn.

845-39-BZ—Application of Lama and Proskauer, applicants, on behalf of Harris Goody Realty Co., Inc., owner (Philip Mansdorf, lessee), reopened January 20, 1942, under section 7c of the zoning resolution, to permit in a business use district, the parking and storage of more than five motor vehicles upon an existing gasoline service station (the gaso-

line station was previously acted upon by the Board) premises 253-263 Empire boulevard and 369-379 Roger avenue, northeast corner (Block 1308, Lot 1), Borough of Brooklyn.

787-42-BZ—Application, November 10, 1942 under sections 21 and 7e of the zoning resolution, of Frank C. Keller, applicant, on behalf of Peerless Realty Corporation, owner, to permit in a business use district, for a term of two years, the use of an existing building for baling paper and rags and storage of metals; premises 117-05 122nd street, east side 100 ft. south of Rockaway boulevard (Block 11715, Lot 36) Ozone Park, Borough of Queens.

460-32-BZ—Application of Jack Z. Cohen, applicant, on behalf of Abraham Hechter, owner, reopened February 1, 1943 for consideration as to amendment of resolution as to additional use re parking of cars—re Application, previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the change of occupancy of an existing building so as to include a motor vehicle repair shop; premises 1551-1555 Coney Island avenue east side, 100 ft. south of Avenue L (Block 6731, Lot 90) Borough of Brooklyn.

Appeal from Administrative Decision.

792-42-A—796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block No. 4675, Lot No. 6) Borough of Brooklyn, Misc. 8575-41.

HARRIS H. MURDOCK, *Chairman.*

MARCH 16, 1943, 2 P. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provision of the zoning resolution, *Tuesday afternoon, March 16, 1943*, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

617-42-BZ—Application, August 12, 1942, under section 7c of the zoning resolution, of John F. Payne, applicant on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the erection and maintenance of a new accessory (lubritorium) building on an existing gasoline service station; premises 1979 E 177th street, northwest corner of Pugsley avenue (Block No. 3794, Lot No. 50), Borough of The Bronx.

Appeal from Administrative Decision.

746-42-A—241 West 72nd street, north side, 280 ft. in. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman.*

MARCH 23, 1943, 10 A. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provision of the zoning resolution, *Tuesday morning, March 23, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

284-42-BZ—Application, April 7, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of North American Oil Corporation, owner (M. David, lessee), to permit in a business use district, upon a plot occupied as a gas station and individual garages, the erection and maintenance of a building to be occupied as a garage for more than five (5) motor vehicles, lubritorium, dressing rooms and office and the use of the remainder of the plot as a gasoline service station; premises 1672-1686 86th street, southeast corner of Bay 14th street (Block 6365, part of Lot No. 33), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

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BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

TUESDAY MORNING, FEBRUARY 9, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

The minutes of the regular meetings of the Board held Tuesday morning, February 2, 1943, and Tuesday afternoon, February 2, 1943, were approved, as printed in Bulletin No. 6, Vol. 28.

ZONING CASES

669-42-BZ

APPLICANT—Herman Kron, for Rosebeck Holding Corporation, owner.

SUBJECT—Application (re decision of the acting borough superintendent) under sections 7c and 21 of the zoning resolution, to permit in a residence use district, the conversion of occupancy of part of an existing public garage to retail stores.

PREMISES AFFECTED—1526 Grand Concourse, east side, 377.44 ft. south of Mt. Eden avenue, and 1541 Sheridan avenue (Block 2821, Lots 11 and 65), Borough of The Bronx.

APPEARANCES—

For Applicant: Herman Kron and Selig Tarter.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 24, 1943, at 10 A. M. for further consideration by the Board. No further argument.

788-42-BZ

APPLICANT—Lama and Proskauer, for Samuel Schenkel, owner.

SUBJECT—Application (re decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, the alteration of and also the erection of a new accessory building on an existing gasoline service station.

PREMISES AFFECTED—4313-4323 Fourth avenue and 401-405 44th street, northeast corner (Block 729, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama and Samuel Schenkel.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to March 2, 1943, at 10 A. M. Applicant to file revised plans.

34-35-BZ

APPLICANT—Arthur H. Haaren, for Pennsylvania Railroad Company, owner (Kesbec, Incorporated, lessee).

SUBJECT—Application (re decision of the borough superintendent) under sections 7f, 7h and 21 of the zoning resolution, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles.

PREMISES AFFECTED—39-11 to 39-33 Skillman avenue, north side, 100 ft. east of 39th street (Block 183, part of Lot 1), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Arthur H. Haaren.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 16, 1943, at 10 A. M., for further consideration by the Board. Applicant to file revised plan.

669-42-BZ

APPLICANT—Wing Holding Corporation, owner.

SUBJECT—Application (re decision of the borough superintendent) under sections 7i and 21 of the zoning resolution, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles.

PREMISES AFFECTED—40-11 Skillman avenue, north side, 545.51 ft. west of 43d street (Block 183, Lot 290), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Mason G. Kassel.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 24, 1943, at 10 A. M., for further consideration by the Board.

788-42-BZ

APPLICANT—Frank C. Keller, for John Laronga, owner.

SUBJECT—Application (decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, for a term of two years, the use of the premises as a coal yard.

PREMISES AFFECTED—43-01 104th street and 104-02 43d avenue, southeast corner (Block 1987, Lot 75), Corona, Borough of Queens.

APPEARANCES—

For Applicant: Frank C. Keller.

For Opposition: William Boyes.

For Administration: Fred Dahlem, Dep't of Housing and Buildings, and Gustave Goldman, Board of Education.

ACTION OF BOARD—Laid over to February 24, 1943, at 10 A. M., for further consideration by the Board.

34-35-BZ

APPLICANT—Irving M. Fenichel, for Ken-Isle, Inc., owner.

SUBJECT—Application reopened January 26, 1943, for consideration as to amendment of resolution—re Application (decision of the borough superintendent) previously granted on condition, under section 7a of the zoning resolution, permitting on a plot of ground, located in a business use and residence use district, on which is located a dry cleaning and dyeing establishment, the erection of an extension to the dry cleaning and dyeing buildings, a garage for more than five motor vehicles and the erection of an additional dyeing and dry cleaning building and accessory tanks, etc.

PREMISES AFFECTED—18-05 11th avenue (Cross Island boulevard), east side, 800 ft. south of Locke avenue (Block 4729, Lot 46; Block 4732, Lot 9, and Blocks 4746 and 4747, Lot 1), Whitestone, Borough of Queens.

APPEARANCES—

For Applicant: Irving M. Fenichel.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Resolution amended.

THE VOTE TO AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

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THE RESOLUTION (34-35-BZ)

WHEREAS, this application affecting premises 18-05 11th avenue (Cross Island boulevard), east side, 800 ft. south of Locke avenue (Block 4729, Lot 46, Block 4732, Lot 9, and Blocks 4746 and 4747, Lot 1), Whitestone, Borough of Queens, was granted by the Board June 11, 1935, on certain conditions, time to complete work extended June 30, 1936, resolution amended January 30, 1940, and applicant requested a further amendment of the resolution; and

WHEREAS, this application was reopened by the Board on January 26, 1943, and set for hearing on February 9, 1943; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting February 9, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals.

Resolved, that the Board of Standards and Appeals does here amend its resolution adopted June 11, 1935, as amended through resolution adopted January 30, 1940, so that as amended, the resolution shall read:

"Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the building zone resolution and that the application be and it hereby is granted under section 7, subdivision a of the building zone resolution, permitting the extension of an existing building and existing use thereof and an additional building into the residential area, on condition that such extension shall not extend beyond a line parallel to 11th avenue, known as Cross Island boulevard, and 350 feet easterly therefrom; that such extensions of use shall consist of an extension of an existing boiler-room and a building described as 'Unit A' as indicated on plans filed with this application; that the sprinkler system shall be extended to the proposed additions and shall be maintained in all buildings to the satisfaction of the administrative official; that all laws and regulations applicable to the construction and use of the building shall be complied with, including the provisions of the Industrial Code insofar as they have legal application and including the conditions imposed by this Board in acting on calendar numbers 640-27-A and 86-31-A; that no part of the building known as Unit A used for deterging shall be nearer than 50 feet from the southerly line of proposed 17th road; that there shall be constructed in connection with the tumbler room a cyclone system to collect lint and that such refuse material shall be collected in a suitable fireproof storage bin and removed entirely from the premises under this ownership at frequent intervals or that in lieu of such cyclone a sedimentation chamber may be installed, as approved by the State Department of Labor under the date of January 9, 1937, File No. 361139; that the detergent building 'A' shall be of complete fireproof construction; that the extension to boilerroom shall be of fireproof construction, separated by fireproof walls from the balance of the existing building; that this variation shall continue only so long as the existing and proposed buildings are occupied by the present tenant, Kent Stores, Inc., and so long as the buildings are not further increased in height or area; that the decision of the commissioner of buildings, rendered in acting on Appl. No. 88-35 insofar as it refers to the variance in connection with the private garage designated as "Unit B," be and it hereby is affirmed and that the application as to this item be denied.

Resolved further, that in the event the owner desires to construct 'Unit A' in two sections and to change the proposed use of the easterly portion, so that such portion will be used only for the receiving of articles to be cleaned, such change may be permitted, provided a wall of fireproof material shall be constructed, separating such portions of the building; that such wall shall extend from floor to roof; that the roof of such

easterly portion may be of non-fireproof construction provided such portion is not used for the storage of any inflammable liquids, and that the time for obtaining permits and completing work is hereby extended for six (6) months from the date of this amended resolution.

Resolved further, that in the event the owner desires to construct a coal bunker and stoker room in the portion of the space formerly permitted by the Board for the boilerroom, and substantially as indicated on revised plans marked 'Received January 20, 1943' as filed with the Department of Housing and Building under Applic. 50-43, such extension may be permitted provided the construction throughout shall be of incombustible materials, except for the doors and roof construction; that the existing opening in the wall joining factory building shall be blocked up as shown; that fixed ventilation shall be provided for the coal bunker portion either by means of a skylight in the roof or by ample ventilating openings in the wall near the top; that any windows in the northerly wall of the factory building immediately adjacent to the proposed coal bunker storage room shall be fireproof and self-closing; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto and shall be in accordance with the requirements of this resolution; that all permits required shall be obtained and all work completed within six (6) months from the date of this amended resolution."

1261-39-BZ

APPLICANT—Lama and Proskauer, for Gulf Oil Corporation, owner.

SUBJECT—Application reopened May 26, 1942 (redecision of the borough superintendent) under section 7c of the zoning resolution, to permit partly in business use and partly in a residence use district the parking and storage of more than five (5) motor vehicles upon a plot occupied as a gasoline service station (previously withdrawn).

PREMISES AFFECTED—2701-2711 Ft. Hamilton parkway and 1358-1368 Prospect avenue, northwest corner (Block 5284, Lot 64), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama.

For Opposition: Harold Klorfein, Dep't of Parks.

For Administration: Fred Dahlem, Dep't of Housing and Buildings and Gustave Goldman, Board of Education.

ACTION OF BOARD—Application granted on condition of THE VOTE—

Affirmative: Chairman Murdock, Commissioner Savage and Blum and Deputy Chief Gunn.

Negative

THE RESOLUTION (1261-39-BZ)

WHEREAS, this application, under section 21 of the zoning resolution, to permit partly in a business use district and partly in a residence use district, for a temporary period of two years, the parking and storage of more than five motor vehicles in conjunction with an existing gasoline service station, affecting premises 2701-2711 Ft. Hamilton parkway and 1358-1368 Prospect avenue, northwest corner (Block 5284, Lot 64), Borough of Brooklyn, was withdrawn on September 10, 1940; and

WHEREAS, the applicant requested a reopening of the application and rehearing under section 7c of the zoning resolution; and

WHEREAS, this application was reopened by vote of the Board on May 26, 1942, subject to usual procedure; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting February 9, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

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WHEREAS, the use district maps accompanying the zoning resolution show that Ft. Hamilton parkway, Prospect avenue and East 5th street are each in both a residence and business use district; and that Greenwood avenue is in a business use district; and

WHEREAS, the decision of the borough superintendent on N. Applic. 645-42, dated March 23, 1942, reads:

"Proposed parking and storage of more than five cars in connection with a present gasoline station, located within a business and residential use district, is contrary to Art. 2, Section 4a and Art. 2 Section 3 of the zoning resolution."

WHEREAS, the applicant states that the premises consist of an irregular shaped plot of ground having a frontage of 110 ft. on Prospect avenue, 110 ft. on Ft. Hamilton parkway and a distance of 130 ft. along the northerly lot line—occupied as a gasoline service station; that a small area at the northwest corner of the plot is located in a residence use district and the remainder is in a business use district and that it is proposed to use part of the plot (as shown upon the plans) for parking and storage of more than five (5) motor vehicles; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise its discretion to grant under section 7, subdivision c of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the application of the use district regulations of the zoning resolution and that the application be and it hereby is *granted* under section 7-c thereof, to permit the plot now occupied by a lawfully existing gasoline service station to be also occupied for the parking or storage of more than twenty (20) motor vehicles, *on condition* that such motor vehicles shall be of the pleasure-car type only and shall be parked or stored only in the rear, as indicated on revised plans marked "Received January 21, 1943"; that the premises shall be rearranged in accordance with such plans, except that at the intersection there shall be an area extending for a distance of not less than 10 feet from the intersection, along each street, which shall be protected with substantial concrete curbing and kept planted; that other planted areas toward the west and east, as indicated, shall be maintained; that a new picket fence shall be constructed with concrete base, as indicated, along the westerly lot line; that the entire area, where not occupied by accessory buildings, planted areas and pumps, shall be paved with concrete; that the curb cuts shall be reduced to the width shown; that the curbing to protect planted areas may be 8 in. in width and 8 in. high with rounded top; that in all other respects, the arrangement indicated on the plans marked "Received January 21, 1943" shall be complied with; that all permits required shall be obtained and all work completed within six (6) months from the date of this resolution.

2-40-BZ

APPLICANT—Raymond Irrera, for Selvin Realty Co. and Mollie Sprecher, owners (Orazio Amaru, lessee).
SUBJECT—Application reopened November 10, 1942 (decision of the acting borough superintendent) under sections 7h and 21 of the zoning resolution, to permit partly in a residence use and partly in a business use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—42-02 31st avenue, 31-15 42nd street, southeast corner and east side of 42nd street, 97.5 ft. south of 31st avenue (Block 692, Lots 36, 37, 40 and part of 51), Astoria, Borough of Queens.

APPEARANCES—

For Applicant: Raymond Irrera.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (342-40-BZ)

WHEREAS, this application, under sections 7h and 21 of the zoning resolution, to permit partly in a business use district and partly in a residence use district, for a temporary period of not more than two (2) years, the parking and storage of more than five (5) motor vehicles, premises 31-15 42nd street, east side, 97.5 ft. south of 31st avenue and 31-18 43rd street, west side, 157.5 ft. south of 31st avenue (Block 692, Lots 36, 37 and 51), Astoria, Borough of Queens was denied by the Board November 6, 1940; and

WHEREAS, this application was reopened by vote of the Board on July 22, 1941, for consideration relative to the reduction of the plot upon which the variation is sought and this application was denied by the Board on April 28, 1942; and

WHEREAS, the applicant requested a reopening of the case and further consideration on a new proposal and a new decision, including Lot 40—affecting 42-02 31st avenue; and

WHEREAS, this application was reopened by vote of the Board on November 10, 1942, subject to usual procedure; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting February 9, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that 42nd street is in a residence and business use district; 43rd street is in a residence and business use district; 31st avenue is in a business use district; and Newtown road is in a residence and business use district; and

WHEREAS, the decision of the borough superintendent, dated October 6, 1942, and amended January 7, 1943, on Misc. Applic. 5085-42, reads:

"1. Proposed use of premises located in a residence and business district, for the parking and storage of more than five motor vehicles is contrary to §3 and §4-15 of the building zone resolution."

and

WHEREAS, the applicant states that the premises consist of an irregular shaped plot of ground having a frontage of 171.5 ft. on 42nd avenue, and 71.6 ft. on 31st avenue; that the northerly part of the plot (having a depth of 100 ft.) is in a business use district, the remainder is in a residence use district; that upon the northerly part of the plot there are located a two story frame store and dwelling and also a three car brick garage and that it is proposed to use the southerly part of the plot (having a frontage of 80 ft. on 42nd street) for parking and storage of more than five motor vehicles; and

WHEREAS, the premises were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant under section 7, subdivision h, of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the application of the use district regulations of the zoning resolution, and that the application be and it hereby is *granted* under section 7h thereof, for a term of two (2) years, to permit the premises to be occupied for the parking and storage of more than five (5) motor vehicles, *on condition* that only motor vehicles of the pleasure car type, and those in condition for operation, shall be so parked and stored; that the plot shall be leveled substantially to the grade of the adjoining street, and shall be surfaced with clean gravel, steam cinders or other suitable material, properly rolled and treated with a binder; that there shall be erected substantial fences on the interior lot lines, and a light board fence along the 42nd street front, and also on the 31st avenue front, from the southerly lot line to the existing two story frame dwelling, with no openings therein, except there may be a gate for access from 31st avenue to the parking lot, not exceeding 10 ft. in width; that such fence shall

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be not less than 6 ft. in height and kept painted; that the entrance to this plot, which is the subject of this application, shall be solely through lot 40 from 31st avenue; that the existing drop curb may be continued; that no signs advertising the parking use shall be maintained, except there may be a sign attached to the fence at 31st avenue, advertising the parking and storage use, provided such sign does not exceed 15 sq. ft. in area, and does not extend beyond the building line and is not illuminated; that no other signs shall be maintained on this or other fencing surrounding the lot; that such portable fire fighting appliances shall be maintained as the fire commissioner shall direct; that during the term of this permit, the premises which are the subject of this application shall not be occupied for any other use; that all permits shall be obtained and all work completed within six months from the date of this resolution.

1085-41-BZ

APPLICANT—Jack Z. Cohen, for Benjamin Gertner, owner.

SUBJECT—Application reopened January 12, 1943 (decision of the acting borough superintendent) under section 21 of the zoning resolution, to permit in a business use district, the conversion of occupancy of a building to use for the storage or baling of junk, paper and rags (previously dismissed for lack of prosecution).

PREMISES AFFECTED—1463 Crotona place, west side, 85 ft. north of St. Paul's place (Block 2927, Lot 30), Borough of The Bronx.

APPEARANCES—

For Applicant: Benjamin Gertner.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application denied.

THE VOTE TO GRANT—

Affirmative 0

Negative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

THE RESOLUTION (1085-41-BZ)

WHEREAS, this application under section 21 of the zoning resolution, to permit in a business use district the conversion of occupancy of a building to use for the storage or baling of junk, paper and rags, affecting premises 1463 Crotona place, west side, 85 ft. north of St. Paul's place (Block 2927, Lot 30), Borough of The Bronx, was dismissed by the Board on April 14, 1942; and

WHEREAS, the applicant requested a reopening of the case and restoration to the calendar; and

WHEREAS, this application was reopened by vote of the Board on January 12, 1943, and set for hearing February 2, 1943; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting February 9, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Crotona place is in a business use district; Third avenue is in business and unrestricted use districts; St. Paul's place is in business and residence use districts and East 171st street is in business and residence use districts; and

WHEREAS, the decision of the borough superintendent, dated December 23, 1942 re Alt. Applic. 918-41, reads:

"1. The storage or baling of junk, paper or rags constitutes an unlawful use of a building within a business district. Section 4-20 Zoning Resolution."

and

WHEREAS, the applicant states that the existing building is of Class 3 construction, 3 stories and cellar in height and has a frontage of 25 ft. and a depth of 97 ft. and that it is proposed to use the existing building for storage and baling of rags, cotton, paper and junk; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the committee found a very objectionable condition existing on the premises, the building being in very bad need of repair, and also found that the adjoining lot was being occupied in conjunction with the use in building on site under appeal, although not included therein, and on that basis the application was improperly before the Board; and

WHEREAS, the Board deemed that the applicant had failed to substantiate his basis of appeal under section 21 of the zoning resolution and was, therefore, not entitled to relief on the grounds of practical difficulty and unnecessary hardship.

Resolved, that the decision of the borough superintendent on Alt. Applic. 918-41, objection 1, be and it hereby is affirmed and that the application be and it hereby is denied.

257-42-BZ

APPLICANT—Lama and Proskauer, substituted for Michael A. Cardo, for Maria Sciacca, owner.

SUBJECT—Application (decision of the borough superintendent) under section 21 of the zoning resolution, to permit in a business use district, the alteration and conversion of occupancy of a building used as a marble works (previously granted by the Board) to a garage for more than five motor vehicles. The building in question is located on the same street and between the same two intersecting streets, upon which there exists a school.

PREMISES AFFECTED—330-332 East 110th street, south side, 250 ft. west of First avenue (Block 1681, Lot 37), Borough of Manhattan.

APPEARANCES—

For Applicant: Alfred A. Lama and Frank Salerno.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application withdrawn.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (257-42-BZ)

WHEREAS, Lama and Proskauer substituted for Michael A. Cardo, for Maria Sciacca, owner, filed March 27, 1942, application under section 21 of the zoning resolution, to permit in a business use district, the alteration and conversion of occupancy of a building used as a marble works (previously granted by the Board) to a garage for more than five (5) motor vehicles; the building in question is located on the same street and between the same two intersecting streets, upon which there exists a school; premises 330-332 East 110th street, south side, 250 ft. west of First avenue (Block 1681, Lot 37), Borough of Manhattan; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting, February 9, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that East 110th street is in business and unrestricted use districts; East 109th street is in business and unrestricted use districts; First avenue is in business and unrestricted use districts; Second avenue is in a business use district; and

WHEREAS, the decision of the borough superintendent, Alt. Applic. 132-42, dated March 27, 1942, reads:

"1. Proposed change of use of building located in a business use district from marble works to garage for more than five cars is contrary to provision of section 4a and section 21a of the Building Zoning Resolution."

and

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WHEREAS, the applicant states the existing building is of class 3 construction, one story in height, having a frontage of 50 ft. and a depth of 100 ft. 11 in.; that it is proposed to convert the occupancy of the existing building, which is used as a marble works (previously granted by the Board) to a garage for more than five (5) motor vehicles and that the building in question is located on the same street between two intersecting streets, upon which there exists a public school; and

WHEREAS, the premises were inspected by a committee of the Board; and

WHEREAS, the Board deemed that it was without power to consider the application because of the presence of the school on the block in view of the provisions of section 7g and in view of section 7g, providing no power to vary the business use district where the prohibition in section 7g applies; and

WHEREAS, after argument, the applicant requested a withdrawal of the application.

Resolved, that the application be and it hereby is withdrawn.

5-42-BZ

APPLICANT—Nathan Weissberg, for Lenore Realty Corporation, owner.

SUBJECT—Application (re decision of the borough superintendent) under sections 7f and 7h of the zoning resolution, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles.

PREMISES AFFECTED—695-699 Utica avenue, east side, 50 ft. south of Clarkson avenue (Block 4637, Lot 44), Borough of Brooklyn.

APPEARANCES—

For Applicant: Hyman Fischer and Nathan Weissberg.

For Opposition: Federica Mannel, L. J. Palatnick and Esther Green.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (426-42-BZ)

WHEREAS, Nathan Weissberg, Lenore Realty Corporation, owner, filed May 25, 1942, an application under sections 7f and 7h of the zoning resolution, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 695-699 Utica avenue, east side, 50 ft. south of Clarkson avenue (Block 4637, Lot 44), Borough of Brooklyn;

WHEREAS, a public hearing was held on this application before the Board of Standards and Appeals, at its regular meeting, February 9, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Utica avenue is in a business use district, East 51st street is in a residence and business use district and Clarkson avenue is in a business use district; and

WHEREAS, the decision of the borough superintendent, on N. Applic. 215-42, dated May 20, 1942, reads:

"1. Proposed parking and storage of more than five (5) cars, within a business use district is contrary to Art. 2, Sect. 4a-15 of the zoning resolution."

WHEREAS, the applicant states that the premises consist of a plot of ground having a frontage of 50 ft. and a depth of 100 ft. and that it is proposed to use the plot, for a term of two (2) years, for parking and storage of more than five (5) motor vehicles; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this is a proper case in which to exercise its discretion to grant a variance under section 7, subdivision h of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution and that the application be and it hereby is granted under section 7h thereof for a term of two (2) years, to permit the plot known as Block 4637, Lot 44, with a frontage of 60 feet and a depth of 100 feet, to be occupied for the parking and storage of more than five (5) motor vehicles, on condition that only motor vehicles of the pleasure-car type and those in condition for operation shall be so parked or stored; that the plot shall be leveled generally to the grade of Utica avenue and surfaced with clean gravel, steam cinders or other suitable material, properly rolled and treated with a binder; that all existing structures and signs shall be removed from the premises; that during the term of this variance, the premises shall be occupied for no other use than that herein permitted; that a masonry wall or a substantial picket fence shall be erected along the street building line; that on all interior lot lines where walls of adjoining buildings do not occur, a substantial board fence shall be maintained except that an opening may be left between the accessory building and the garage building on the adjoining lot 41, for access thereto; that this lot may be operated in conjunction with the business now conducted on lot 41, provided the business shall be conducted in conformity with Certificates of Occupancy 56343 and 56344, and on condition that there shall be erected on the southerly lot line on lot 41, a substantial fence separated from the adjoining lots to the south; that as to lot 44, no signs shall be erected thereon, except there may be one sign attached to the fence near the entrance, advertising the parking and storage use and the rates charged, provided such sign does not exceed 15 sq. ft. in area, is not illuminated and does not extend beyond the building line; that access to such lot may be by means of a curb cut not over 15 ft. in width; that proper aisles shall be maintained at all times for easy entrance and egress; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that all permits required shall be obtained and all work completed within six (6) months from the date of this resolution.

626-42-BZ

APPLICANT—Lama and Proskauer, for Victor Cohen and Abraham Cohen, owners.

SUBJECT—Application (decision of the borough superintendent) under section 7e of the zoning resolution, to permit in a residence use district, the conversion of occupancy and use for a period of two years, of part of an existing dwelling to a business use (tailor shop).

PREMISES AFFECTED—1129 Willmohr street, north side, 75 ft. east of East 96th street (Block 4671, Lot 37), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama and Milly Rudow and Victor Cohen.

For Opposition: M. Talvin.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application denied.

THE VOTE TO GRANT—

Affirmative: Chairman Murdock and Commissioner Savage 2
Negative: Commissioner Blum and Deputy Chief Gunn 2

THE RESOLUTION (626-42-BZ)

WHEREAS, Lama and Proskauer, for Victor Cohen and Abraham Cohen, owners, filed August 18, 1942, an application under section 7e of the zoning resolution, to permit in a residence use district, the conversion of occupancy and use for

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a period of two (2) years, of part of an existing dwelling to a business use (tailor shop) premises 1129 Willmohr street, north side, 75 ft. east of East 96th street (Block 4671, Lot 37), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting February 9, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Willmohr street is in a residence and business use district; East 96th street is in a residence use district and Rockaway Parkway is in a residence use district; and

WHEREAS, the decision of the borough superintendent on B.N. Applic. 1646-42, dated July 24, 1942, reads:

"1. Change of occupancy of cellar to business use, tailor shop, within a residence district is contrary to Article 2, Sec. 3 of the zone resolution."

and

WHEREAS, the applicant states that the existing building is two (2) stories and basement, with a frontage of 21 ft. and a depth of 80 ft. 8 in.; of Class 3 construction and that it is proposed to use part of the basement story of the existing four (4) family dwelling as a tailor shop for a term of two years; and

WHEREAS, these premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that there was no justification for the exercise of discretion to grant a zoning variance under section 7e of the zoning resolution.

Resolved, that the decision of the borough superintendent on B.N. Applic. 1646-42, Objection 1, be and it hereby is *affirmed*, and that the application be and it hereby is *denied*.

743-42-BZ

APPLICANT—Sidney H. Kitzler, for Estate of D. J. Leary (Arthur Leary, executor) and John Teague, owners (John Teague, lessee).

SUBJECT—Application (re decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles.

PREMISES AFFECTED—51-59 Maujer street and 451-457 Lorimer street, northwest corner (Block 2785, Lots 32, 35 and 36), Borough of Brooklyn.

APPEARANCES—

For Applicant: Sidney H. Kitzler and John Teague.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (743-42-BZ)

WHEREAS, Sidney H. Kitzler, for Estate of D. J. Leary (Arthur Leary, executor) and John Teague, owners, filed October 19, 1942, an application under section 7h of the zoning resolution, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 51-59 Maujer street and 451-457 Lorimer street, northwest corner (Block 2785, Lots 32, 35 and 36), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting February 9, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Maujer street, Lorimer street and Grand street are in a business use district; and

WHEREAS, the decision of the borough superintendent dated October 13, 1942, and as amended December 3, 1942, on Alt. Applic. 2558, reads:

"1. Parking and storage of more than five (5) motor vehicles in a business use district is contrary to Art. 11 Sec. 4(a) 15 of the zoning resolution."

and

WHEREAS, the applicant states that the premises consist of an irregular shaped plot having a frontage of 100 ft. and a maximum depth of 100 ft.; that upon the westerly Maujer street frontage of the plot there is located a two-story frame dwelling, 23 ft. by 27 ft. in area; that upon the easterly frontage there is an area used as a parking space for five (5) cars 20 ft. by 50 ft. in area, in accordance with a Certificate of Occupancy; that upon the central part of the plot there is a one-story frame shed, 25 ft. by 28 ft. in area used for repair of wood packing cases and crates and that it is proposed to use the remainder of the plot, for a term of two (2) years, for the parking and storage of more than five (5) motor vehicles; and

WHEREAS, the premises and area were inspected by a committee of the Board; and

WHEREAS, the applicant amended his application at the hearing to read "section 7h" instead of "7-f"; and

WHEREAS, the applicant exhibited Permit No. 268939 for the removal of the water meter, Permit 44497 for the closing of the water tap hole in the main, Permit 24591 for water to be used in demolishing the building and Permit 57933 for the actual demolition of the building; and

WHEREAS, the Board deemed that this was a proper case in which to exercise its discretion to grant under section subdivision h of the zoning resolution.

Resolved, that the Board of Standards and Appeals do hereby *make a variation* in the application of the use district regulations of the zoning resolution and that the application be and it hereby is *granted* under section 7h thereof for a term of two (2) years from the date of this resolution, to permit the premises to be occupied for the parking and storage of more than five (5) motor vehicles, *on condition* that only motor vehicles of the pleasure car type and those in condition for operation shall be so stored and parked; that all the buildings now on the premises, with the exception of the two-story frame, single-family house shall be removed; that all existing fences shall be put in good repair and kept painted and all signs and posters removed therefrom and no new signs installed, except there may be a sign near the entrance on Maujer street, advertising the parking and storage use and the rates charge provided such sign does not exceed 15 sq. ft. in area, is not illuminated and does not extend beyond the building line; that the curb cut from Maujer street shall not exceed 10 ft. in width; that no other curb cuts shall be permitted; that the plot shall be leveled substantially to the grade of the street and shall be surfaced with clean gravel, street cinders or other suitable material so as to provide a reasonably impervious surface; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that a new certificate of occupancy shall be obtained and the existing permit for five cars surrendered; that during the term of this variance, the premises shall be occupied for no other use than that herein permitted and the occupancy of the one-family dwelling; that all permits required shall be obtained and all work completed within six (6) months from the date of this resolution.

Adjourned: 12:45 P. M.

JOSEPH J. DOYLE, Chief Clerk

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REGULAR MEETING

TUESDAY AFTERNOON, FEBRUARY 9, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

ZONING CASES.

589-38-BZ

APPLICANT—Allen A. Blaustein, for 1663 East 17th Street Corp., owner.

SUBJECT—Application for consideration—reopening on a new proposal—(decision of the borough superintendent) under sections 7b, 7c and 21 of the zoning resolution, to permit the extension and change of use of existing building now occupied as bowling alleys, etc., library, stores, auditorium, etc. and motion picture theatre with marquee and signs to stores covering the entire plot, partly in a business use and partly in a residence use district.

PREMISES AFFECTED—1663-1669 East 17th street, east side, 57 ft. 2½ in. south of Kings Highway (Block 6780, Lot 55), Borough of Brooklyn.

APPEARANCES—

For Applicant: Allen A. Blaustein and Samuel Freedman.

ACTION OF BOARD—Application reopened, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

589-32-BZ

APPLICANT—Jack Z. Cohen, for Abraham Hechter, present owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Application (decision of the superintendent of buildings) previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the change of occupancy of an existing building so as to include a motor vehicle repair shop.

PREMISES AFFECTED—1551-1555 Coney Island avenue, east side, 100 ft. south of Avenue L (Block 6731, Lot 90), Borough of Brooklyn.

APPEARANCES—

For Applicant: Larry Meltzer.

ACTION OF BOARD—Application reopened and set for hearing March 2, 1943 at 10 A.M.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

589-39-BZ

APPLICANT—Herman Kron, for Berk Bres Realty Corp., owner.

SUBJECT—Application for consideration—reopening and restoration to calendar—Application (decision of the borough superintendent) under sections 7h and 21 of the zoning resolution, to permit in a business use district.

PREMISES AFFECTED—7001-7019 Bay Parkway and 1-21 Avenue O, southwest (Block 6574, Lot 6), Borough of Brooklyn.

APPEARANCES—

For Applicant: Herman Kron.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

589-38-BZ

APPLICANT—The Franklin Savings Bank in the City of New York, owner.

SUBJECT—Application reopened January 19, 1943 for consideration as to extension of permit (same having expired by limitation)—re Application (decision of the borough superintendent) previously granted on condition, under sections 7h and 21 of the zoning resolution, permitting in a retail use district, for a temporary period of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—303 West 51st street, north side, 58 ft. 10½ in. west of Eighth avenue (Block 1042, Lot 28½ and part of Lots 29, 30, 30½, 31, 32, 33, 33½, and 34), Borough of Manhattan.

APPEARANCES—

For Applicant: Alfred E. Genung.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Permit extended.

THE VOTE TO EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (589-38-BZ)

WHEREAS, this application, permitting in a retail use district, for a temporary period of two years, the transient parking of more than five motor vehicles, affecting premises 303 West 51st street, north side, 58 ft. 10½ in. west of Eighth avenue (Block 1042, Lot 28 and part of Lots 29, 30, 30½, 31, 32, 33, 33½ and 34), Borough of Manhattan, was granted by the Board on December 13, 1938, on certain conditions and time extended July 18, 1939, to procure permits and complete the work; and

WHEREAS, the applicant requested an extension of the permit, the same having expired by limitation; and

WHEREAS, this application was reopened by vote of the Board on January 19, 1943, and set for hearing on February 9, 1943; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting February 9, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, James Samuels, present lessee, took his lease by assignment from the former tenant, Goldstein and Harris.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of December 13, 1938, as amended July 78, 1939, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h for a temporary term of two (2) years from the date of this amended resolution, etc."

348-37-BZ

APPLICANT—John Tuvo, for Irving Wilson Voorhees, owner.

SUBJECT—Application for consideration—reopening and extension of permit—re Application (decision of commissioner of buildings) previously granted on condition, under section 7h of the zoning resolution, for a temporary period of two years, the parking and storage of more than five motor vehicles.

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PREMISES AFFECTED—77-03 to 77-09 Roosevelt avenue, north side, 100 ft. west of 78th avenue (Block 1288, Lot 39A), Jackson Heights, Borough of Queens.

APPEARANCES—

For Applicant: John Tuvo.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (348-37-BZ)

WHEREAS, this application under 7h of the zoning resolution, permitting for a temporary period of two (2) years, in a business use district, the parking and storage or more than five (5) motor vehicles, affecting premises 77-03 to 77-09 Roosevelt avenue, north side, 100 ft. west of 78th street (Block 1288, Lot 39A), Jackson Heights, Borough of Queens, was granted by the Board on March 11, 1938, on certain conditions, the permit extended for one year March 5, 1940, the permit further extended for two years on February 18, 1941, and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted on March 11, 1938, as amended on March 11, 1938 and February 18, 1941, only so far as it refers to the term of the permit, so that as amended, this portion of the resolution shall read:

"granted for a term of two years from the date of this amended resolution."

803-38-BZ

APPLICANT—Lama and Proskauer, for Anna Weiss, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, for a temporary term of two years, permitting in a business use district, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—3901-3911 White Plains avenue, northwest corner of East 222nd street (Block 4824, Lots 4 and 7), Borough of The Bronx.

APPEARANCES—

For Applicant: Alfred A. Lama.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (803-38-BZ)

WHEREAS, this application permitting in a business use district, the parking and storage of more than five motor vehicles, affecting premises 3901-3911 White Plains avenue, northwest corner of East 222nd street (Block 4824, Lots 4 and 7), Borough of The Bronx, was granted by the Board January 24, 1939, for a term of two (2) years, on certain conditions, the time to obtain permits and complete the work extended September 12, 1939 and permit extended on February 4, 1941; and

WHEREAS, the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted on January 24, 1939, as amended on February 4, 1941, only so far as it refers to

the term of the permit, so that as amended, this portion shall read:

"granted under section 7-h for a temporary term two (2) years from the date of this amended resolution"

APPEALS FROM ADMINISTRATIVE DECISION

855-42-A

APPLICANT—Samuel Rosenblum, for Bartholome Holding Corporation, owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—205-215 East 42nd street, north side, 80 ft. east of Third avenue and 204-210 East 43rd street (Block 1316, Lot 5), Borough of Manhattan.

APPEARANCES—

For Applicant: Samuel Rosenblum.

For Administration: Insp. Maher, Fire Dept.

ACTION OF BOARD—Laid over to February 16, 1943, 2 P.M., pending an inspection by a committee of the Board.

899-42-A

APPLICANT—Abraham Fisher, for Seventh and Fifth Realty Corporation, owner (Roxy Alleys, Inc. lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—154-166 West 50th street and 753-759 Seventh avenue, (Block 1002, Lot 6), Borough of Manhattan.

APPEARANCES—

For Applicant: Abraham Fisher and Stanley Mickewicz.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 24, 1943, 2 P.M., for an inspection by a committee of the Board.

13-43-A

APPLICANT—Emil Koeppel, for Rose Bandes, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—4517 Surf avenue, east side, 100 ft. north of Neptune avenue (Block 7824, Lot 138), Borough of Brooklyn.

APPEARANCES—

For Applicant: Emil Koeppel.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 24, 1943, 2 P.M., for decision without further argument.

595-42-S

APPLICANT—John Maynard, for Steinway and Sons, owners (General Aircraft Corporation, lessee).

SUBJECT—Application for consideration—reopening and amendment of resolution—Variation of the law as cited in a decision of the fire commissioner.

PREMISES AFFECTED—43-02 Ditmars boulevard, southwest corner of 45th street (Block 782, Lots 1, 26, 47 and 48), Astoria, Borough of Queens.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application reopened and restated to the calendar.

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IF VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

5-42-A

APPLICANT—Cafiero and Lacerenza, for Agnes Barth, owner (Sam Stein, lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—1688 St. Marks avenue, southeast corner of Rockaway avenue (Block 1461, Lot 11), Borough of Brooklyn.

APPEARANCES—

For Applicant: William A. Lacerenza.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal withdrawn.

IF VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

2-42-A

APPLICANT—Sidney Daub, for Level Realty Corporation, owner (Alexander's Department Stores, Incorporated, lessee).

SUBJECT—Appeal from decisions of the borough superintendent.

PREMISES AFFECTED—2515 Grand Concourse, west side, 106.34 ft. north of East Fordham road (Block 3167, Lot 76), Borough of The Bronx.

APPEARANCES—

For Applicant: Sidney Daub.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

IF VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

IF RESOLUTION (722-42-A)

WHEREAS, Sidney Daub, for Level Realty Corporation, owner (Alexander's Department Stores, Inc., lessee), filed October 7, 1942, an appeal from decisions of the borough superintendent, affecting premises 2515 Grand Concourse, west side, 106.34 ft. north of East Fordham road (Block 3167, Lot 76), Borough of The Bronx; and

WHEREAS, the decision of the borough superintendent dated September 8, 1942, on Alt. Applic. 439-42 reads:

"11. Proposed use of six-story non-fireproof building for commercial use is prohibited, as per Section 4.2.1 of Building Code."

WHEREAS, the decision of the borough superintendent dated September 28, 1942, on Alt. Applic. 439-42 reads:

"2. Third and fourth tier framing good for only 45 lbs. per square foot live load; said floors should be good for 50 lbs. live load for the proposed office use, as per Sec. C26-344.0 of the Administrative Code."

WHEREAS, the applicant states that the building is 6 stories (64 ft. 8 in.) in height, 100 ft. by 87 ft. in area, of steel construction, erected in 1919, located in a business district, B area district and occupied: cellar—storage—first floor—offices—30 persons and dwelling—3 families; 2nd floor—locker and rest rooms and dwelling—5 families; 3rd floor—offices—25 persons and dwelling—3 families; 4th floor—offices—25 persons and dwelling—3 families; 5th floor—dwelling—8 families; 6th floor—dwelling—8 families; that Certificate of Occupancy 297-39 issued January 5, 1939, permitted the occupancy of the building as a class A New Law Tenement—40 families and offices as follows: cellar—storage; southeast portion of first floor—offices—30 persons; balance of first story—3 families; southeast portion of 2nd floor—locker rooms and rest rooms—75 persons; balance of second floor—5 families—3rd to 6th floors—8 families per floor; and

WHEREAS, the applicant contends that Alt. Applic. 439-42 was filed for the purpose of changing the use of the two living apartments at the southeast portion of the 3rd and 4th stories to offices to be used by the occupant of the adjoining southerly building, which is leased to Alexander's Department Stores; that similar space in the building in question is now used by this tenant at the first and second floors, as approved by the Building Department under Alt. Applic. 248-38 and Certificate of Occupancy 297-39 issued therefor; that access to the proposed office space will be provided by a 3 ft. wide opening in the brick division wall, which will be protected on each side with approved type rolling shutter and fire door; that the proposed office space will be small in area, 40 ft. by 40 ft. and will not exceed 45 ft. in height and is separate from the remaining dwelling portion of the building by brick walls and it is proposed to fire-retard the ceiling of the 4th story business portion with metal lath and two coats of Portland cement mortar; that the existing public stairway in the building is of steel construction with brick enclosure walls and fireproof self-closing door at openings; that the openings from the proposed office to fire escapes will be protected with fireproof automatic self-closing windows; and

WHEREAS, the premises were inspected by a Committee of the Board;

Resolved, that the decisions of the borough superintendent on Alt. Applic. 439-42, objection 11, on Computation Applic. 1-43, objection 2, be and they hereby are *modified* and that the appeal be and it hereby is *granted*, to permit the portions of the multiple dwelling on the third and fourth floors, as indicated on plans filed with this appeal, to be occupied for business purposes similarly to the first and second floors, as permitted under Alt. 248-38 by the borough superintendent, in conjunction with the adjoining department store to the south, *on condition* that the floor load of the third and fourth floors shall not be less than 45 lbs. per superficial foot; that the approved floor loadings shall be posted; that the third and fourth floors shall be occupied for office work only; that the stairway constructed through the first and second floors and existing to the outer court shall be continued to the third and fourth floors; that such stairway shall be enclosed for its full length with a fireproof partition similar to the construction approved by the borough superintendent under Alt. Applic. 248-38; that the ceiling of the fourth story for this section shall be fire-retarded; that the doors opening to the public hall on the third and fourth floors shall remain accessible for additional means of exit but shall not be normally used by the occupants of the office space; that the proposed openings in the fire wall between this building and the building adjoining at 2501 Grand Concourse shall comply with the requirements for exit openings in fire walls and the doors shall be fireproof and self-closing; in accordance with Section C26-296.0 Paragraph 4; that no roller curtains shall be installed; that the roller curtain now installed at the second story party wall shall be removed and a fireproof door installed in its place; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that this modification shall continue only so long as the premises are occupied as proposed for office work in connection with the adjoining department store operated by Alexanders; that an amended Certificate of Occupancy shall be obtained.

745-42-A

APPLICANT—Raymond Irrera, for Queens Valley Development Corporation, owner (Jewish Center of Kew Gardens Hills, Inc., lessee).

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SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—76-36 137th street, block bounded by Park Drive East, 73rd terrace, 136th street, 137th street and 77th avenue (Block 6585, Lot 2), Flushing, Borough of Queens.

APPEARANCES—

For Applicant: Raymond Irrera.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (745-42-A)

WHEREAS, Raymond Irrera, for Queens Valley Development Corp., owner (Jewish Center of Kew Gardens Hills, Inc., lessee), filed on October 21, 1942, an appeal from a decision of the borough superintendent affecting premises 76-36 137th street, bounded by Park Drive East, 73rd terrace, 137th street and 77th avenue (Block 6585, Lot 2), Flushing, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated December 23, 1942 on Alt. Applic. 1747-42 reads:

"1. Building used for religious purposes exceeds 6000 sq. ft. in area; therefore, must be fireproof throughout (sec. 4.2.1. B.C.)

2. Provide adequate fire-retarding for ceilings (sec. 10.11c B.C.)

3. Provide stairway enclosures having at least a 3 hour fire resistive rating (sec. 6.4.1.8.1a)

4. The means of egress serving floor area and not located in a manner to further the rapid exit of the occupants (sec. 6.1.2.4, sub. 5, 6.9.1a, 6.9.3. B.C.)

5. Sufficient number of w.c. and urinals not provided. Those provided are not readily accessible (14.8.4e)."

and

WHEREAS, the applicant states that the building is 2½ stories (30 ft.) in height, 161 ft. 8 in. by 48 ft. 9 in. in area, of class 3 construction, erected in 1925 on a lot 458.54 ft. by 927.33 ft. in area in a residence use, E area district, used as follows: ground floor—boiler room, toilets, reception room and storage; 1st floor—club rooms, kitchen and locker room; 2nd floor—apartment, club accessory room and locker room; and proposed to be used and occupied as follows: ground floor—no change; 1st floor—synagogue, day nursery and kitchen—400 persons; 2nd floor—apartment, director's room accessory to synagogue and storage—20 persons; and

WHEREAS, the applicant contends that the building was erected in 1925 as a club house in connection with the golf club; that a variance in the slope of the ground creates a two story and attic building on the front and two stories at the rear; that the proposed use will consist of a Jewish Community Center including synagogue and day nursery; that the ground floor will maintain its present use of main entrance to first floor, toilet rooms, storage and boiler room and synagogue office; that the 1st floor will have a mixed use of a synagogue having an occupancy of 350 persons in the three westerly rooms formerly used as lounge rooms and dining room and a use as a day nursery with an occupancy of 50 children ranging from two to six years of age in the easterly part of the 1st floor formerly used as a locker room; that the second or attic story will remain as a two room apartment for the caretaker's use and the former director's room will be used as a director's room in conjunction with the synagogue; that the former locker room on the easterly portion of the attic story will be used for storage in connection with the synagogue; that the former use of the club was semi-public; that with the development of the area for residential use, the club use became obsolete and was discontinued and the greater part of the golf course was devoted to residential buildings; that the building is approximately 7400 sq. ft. in area, exterior walls are rubble stone, 18 in. thick; that it is proposed to protect

the opening in the wall between the synagogue and the day nursery on the 1st floor with a self-closing fireproof door and

WHEREAS, the applicant contends as to Item 2 of the borough superintendent's objection, that the ceiling throughout are plastered; as to Objection No. 3, it is requested that the Board permit the stairs to remain with the existing enclosure as originally constructed; that this stairway which is used by the public as an entrance to the 1st floor from the 2nd floor is not required for exit purposes but merely as an inter-communicating stairway; that there are numerous exits from the 1st floor which will facilitate egress without the use of this stairway; that separate entrances and exits will be maintained for the religious use and for the nursery use; that entrance to the synagogue will be on the ground floor, south side of the building and the nursery entrance will be on the north side; that the synagogue use will be in the evenings and the nursery use will be discontinued at 5 P.M.; that the exit facilities on both the easterly and westerly portion of the building are more than adequate for the proposed number of occupants; that the synagogue portion of the building has 9 exits, each equipped with two swinging doors, four of these sets of doors are 5 ft. wide leading from the westerly room to be used as a synagogue direct to a terrace and five sets of doors, 4 ft. 6 in. wide leading from the easterly portion to be used by the synagogue and two pairs of folding doors from the center room which when open permit an exit opening of approximately 16 ft. wide, all totaling 58 ft. of exits; all of these doors are located on the north side of the building and lead to an open space and are in excess of the capacity of exits required by the Building Code; that the exits from the easterly portion of the 1st floor to be used as a nursery are two 2 ft. 10 in. by 6 ft. 8 in. exits remote from each other and are ample to accommodate the proposed 50 occupants and it is therefore requested that the Board grant relief from objection 4, to permit the existing exit conditions to remain; and

WHEREAS, the applicant contends as to Obj. 5 of the borough superintendent, that the ground floor will have a ladies' toilet room off the reception room with two water closet compartments and the 1st floor has a toilet in the day nursery portion of the building having three water closets and will be used by men, inasmuch as the day nursery does not operate during the evenings when the synagogue will be used; that access to the mens' toilet through the day nursery can be maintained at all times without interruption; that a modification of these objections is requested as the building is now obsolete for the use originally intended and unless it can be rehabilitated by the proposed change of use, it will be a total loss and it is therefore requested that the Board grant a variance so as to permit the proposed use for a period of at least two years; and

WHEREAS, on September 11, 1942, the borough superintendent advised that the Department of Housing and Buildings would have no objection to the use of the rooms on the 2nd floor to be thrown into one room for religious services and for the use of toilet and entrance for on the lower floor during the month of September 1942 the period of the Jewish holidays provided not more than 350 persons occupied the premises at any one time; that the building is used only for religious services; that smoking is permitted on the premises; that the folding doors opening to the porch from the middle room will be opened at all times when the building is occupied; and

WHEREAS, the premises were inspected by a Committee of the Board.

Resolved, that the decision of the borough superintendent on Alt. Applic. 1747-42, Objections 1, 2, 3, 4 and 5, and it hereby is modified and that the appeal be and hereby is granted on condition that the premises shall be maintained as indicated on revised plans marked "Revised Feb. 8, 1943"; that the existing sprinkler system in the kitchen and the standpipe system both fed from the domestic water supply shall be maintained; that the outlets shall be at the points as indicated; that the refrigerating system in the cellar shall be purged of refrigerant and not used; that the proposed fireproof self-clos-

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ors and partitions around the stairways as indicated shall constructed and maintained; that the building shall not increased in height or area or structurally altered; that s variance shall continue only so long as the premises occupied as proposed under lease to the Jewish Center Kew Gardens Hills, Inc., but not to exceed two (2) ars from the date of this resolution, with the day nursery sub-tenant occupying only the space on the first floor the east; that the number of children in the proposed y nursery shall at no time exceed thirty (30); that the atings in the synagogue shall be normally limited to e room containing this altar; that all seatings shall com- y with the requirements therefor; that all exits shown all be maintained; that in the event the garage is used, e doors thereto from the building shall be made fire- oof and self-closing.

758-42-A

APPLICANT—Sidney Daub, for The Brooklyn Philan- thropic League Incorporated, owner.

SUBJECT—Appeal from a decision of the borough super- intendent.

PREMISES AFFECTED—316 South Fifth street, south side, 80 ft. west of Rodney street (Block 2461, Lot 12), Borough of Brooklyn.

APPEARANCES—

For Applicant: Sidney Daub.

For Administration: Fred Dahlem, Dep't of Hous- ing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (758-42-A)

WHEREAS, Sidney Daub, for The Brooklyn Philan- thropic League, Inc., owner, filed on October 26, 1942, an appeal from a decision of the borough superintendent affecting premises 316 South Fifth street, south side, 80 ft. west of Rodney street (Block No. 2461, Lot No. 12), borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent Alt. Applic. No. 4356-41, dated October 5, 1942, reads:

"1. Proposed change in occupancy of non-fireproof building 40 ft. in height to public use is contrary to Sec. 4.2.1 of the Building Code as per Sec. 2.1.3.5. A fireproof building is required.

2. Provide two means of egress from each floor as per sec. 6.1.2.2.3 of the Building Code. Means of egress to comply in all respects with C26-292.0 of Building Code."

and

WHEREAS, the applicant states that the building is three stories and basement (40 ft.) in height, 20 ft. by 50 ft. in area; of Class 3 construction; erected prior to 1913; located in a business use, B area district; and occupied: Cellar, storage; basement and first floor, duplex apartment; second floor, living apartment; third floor, living apartment; and proposed to be occupied: Cellar, storage; basement, kinder- garten, 25 persons; first floor, reading rooms, 25 persons; second floor, offices and dentist, 5 persons; third floor, apartment for caretaker; and

WHEREAS, the applicant contends that the building is small in area and was purchased in 1926 by the present owner for occupancy as a neighborhood settlement house and has been occupied for this purpose since its purchase; that the present exit facilities consist of the following: stairway from basement at front of building opening to street and a doorway at the rear of basement which opens to yard; that on the first story, there is a doorway at front opening to street and it is proposed to provide a 3 ft. wide steel stairway at the rear leading to yard; that the building is provided with an interior stairway, 3 ft. wide steel construction from basement to second story and a

30 in. wood stairway from second to third story; that this stairway is enclosed with partitions of wood stud, lath and plaster and it is proposed to fire-retard the enclosure with metal lath and 2 coats of Portland cement plaster on both sides with fireproof self-closing doors at openings; that in addition thereto, it is proposed to provide a 60° fire escape at rear, thereby creating two means of egress from each story of the building; and

WHEREAS, the occupant was convicted in Municipal Term, Magistrates Court, Brooklyn, October 1, 1942, on a charge of violation of the order of the Building Department; that this violation was 4109-40 and was issued for occupying the premises as school, playrooms, office space and public assembly without a certificate of occupancy, and this violation supersedes Violation 197-37; and

WHEREAS, the premises were inspected by a Committee of the Board.

Resolved, that the decision of the borough superintendent on Alt. Applic. 4356-41, Objection 1, be and it hereby is modified and that the appeal be and it hereby is granted on condition that the building shall not be increased in height or area and occupied for public use as a kindergarten in the basement and first floor only and on the second floor for reading rooms for adults and as an office for a dentist, provided the operation of the dentist shall be limited to those frequenting the building and not for general practice and the third floor as an apartment for the caretaker; as to Obj. 2, that the primary means of exit shall be maintained as proposed and a second means of exit shall be constructed and maintained consisting of a new 60° fire escape on the rear existing to the rear yard to replace the present fire escape; that means for escape from the yard shall be provided consisting of a gate in the fence to adjoining premises through which access to the street can be readily obtained; that all means of exit shall be properly identified by signs and lighted; that all bars on windows front and rear shall be removed; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that the building shall be removed from the Tenement House classification; that a Certificate of Occupancy shall be obtained.

794-42-A

APPLICANT—John J. Gilmartin, for Alphonzo Pelham, owner.

SUBJECT—Appeal from decisions re an order of the fire commissioner.

PREMISES AFFECTED—412-414 West 26th street, south side, 139 ft. west of Ninth avenue (Block No. 723, Lot No. 46), Borough of Manhattan.

APPEARANCES—

For Applicant: John J. Gilmartin.

For Administration: Insp. Maher, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum..... 3

Negative: Deputy Chief Gunn..... 1

THE RESOLUTION (794-42-A)

WHEREAS, John J. Gilmartin, for Alphonzo Pelham, owner, filed November 13, 1942, an appeal from decisions re an order of the fire commissioner, premises 412-414 West 26th street, south side, 139 ft. west of Ninth avenue (Block No. 723, Lot No. 46), Borough of Manhattan; and

WHEREAS, Order 8505-LF, issued by the fire commissioner May 9, 1940 and repeated in a letter dated November 10, 1942, reads:

"1. Provide a water supply of at least 2,500 gallons for standpipe. Art. 17, Ch. 26, Adm. Code."

and

WHEREAS, the decision of the Fire Commissioner, dated October 21, 1942, reads:

"In reply to your request for reconsideration of Order 8505-LF requiring a gravity tank of at least 2500 gal-

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lons for the standpipe system in the above premises, you are advised as follows:

As the building exceeds 85 feet in height, your request to omit compliance with the order must be denied."

and

WHEREAS, the applicant states that the building is of Class 1 construction, 6 stories and mezzanine (93 ft. 6 in.) in height, 46 ft. by 95 ft. in area; erected in 1905; located in an unrestricted use district; occupied: Cellar, storage of machinery, 1 person; 1st floor, same, 2 persons; mezzanine, office, 2 persons; 2nd floor, storage of machinery, 1 person; 3rd floor, storage of carbons, 1 person; 4th floor, same; 5th floor, same; 6th floor, same; no change in occupancy proposed and no certificate of occupancy has been issued; and

WHEREAS, the applicant contends that at the time of the erection of the building a four inch standpipe line was installed, extending from siamese connection at street through the building to top floor; that there was no roof tank installed; that since the erection of the building, there has been no order issued against the building to provide a tank; that the present standpipe is within a fireproof stair enclosure, is in good condition, with an outlet on each floor and hose attached; that in view of the fact that the height of the building from grade to 6th story level is approximately 80 ft. and the building is of fireproof construction, and that buildings erected when this building was erected didn't require standpipe installations except when more than 150 ft. in height, it would be a great hardship to compel the owner at the present time to install a tank as provided for in the Fire Department order.

Resolved, that the order of the fire commissioner, Order 8505-LF, Objection 1, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the building shall not be increased in height or area; that the occupancy shall be maintained substantially as at present; that the existing standpipe lines shall be maintained to the satisfaction of the fire commissioner and shall be tested in the presence of a representative of the fire commissioner for 100 lbs. test; that all hose valves shall normally be kept closed; that such portable fire fighting appliances shall be maintained as the Fire Commissioner may require; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

14-43-A

APPLICANT—Adamant Alloys Corporation, lessee, for Max Schaffer Co., Inc.

SUBJECT—Appeal from a decision re an order of the fire commissioner.

PREMISES AFFECTED—361 Stagg street and 195 Morgan avenue, northwest corner (Block 3029, Lot 65), Borough of Brooklyn.

APPEARANCES—

For Applicant: Joseph P. Franken.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (14-43-A)

WHEREAS, Adamant Alloys Corporation, lessee, for Max Schaffer Co., Inc., owner, filed January 5, 1943, an appeal from a decision re an order of the fire commissioner, premises 361 Stagg street and 195 Morgan avenue, northwest corner (Block 3029, Lot 65), Borough of Brooklyn; and

WHEREAS, the order of the Fire Commissioner, 93416-LC, dated November 20, 1942, and repeated in his decision of December 30, 1942, reads:

"1. Discontinue the use of hydrogen gas to displace air inside of the tempering furnace, since same

constitutes a hazardous practice in a factory building C19-11.0 Admin. Code."

and

WHEREAS, the applicant states that the building is stories (61 ft.) in height, of Class 3 construction, 225 ft. by 94 ft. in area at 1st floor and 214 ft. by 89 ft. in area at typical floor, erected in 1926, equipped with a sprinkler system and standpipe system, located in an unrestricted use district and used and occupied as follows: cellar—boiler room—2 persons; 1st floor—machine shop—15 persons; 2nd floor—manufacturing pajamas—50 persons; 3rd floor—manufacturing fixtures—30 persons; 4th floor—manufacturing lamps and coats—50 persons for which Certificate of Occupancy 41681 was issued on permit 3715-26; and

WHEREAS, the applicant states that the process conducted on the 1st floor of the building consists of tungsten carbide materials for tools urgently needed in producing various materials; that any interruption in delivery would seriously interfere with contracts carrying high priorities; that it therefore requested that 6 months stay of execution of the fire commissioner's order be given, to permit the applicant to find acceptable quarters and move the plant thereto; that the hydrogen is stored in cylinders approved by the LCC; that every precaution is taken for maintaining and using the hydrogen safely; and

WHEREAS, the premises were inspected by a Committee of the Board.

Resolved, that the order of the fire commissioner, Order 93416-LC, Item 1, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the application shall be filed with the borough superintendent for the approval of all partitions now existing for which permits have not previously been issued; that the room in which the hydrogen is to be used, shall be the space indicated on plan marked "Received February 8, 1943" that not more than one (1) cylinder of hydrogen shall be in use at any one time and the piping and tubing therefor shall be installed and maintained to the satisfaction of the fire commissioner, with such regulating devices as he shall require; that the three furnaces now in use and the four as proposed, shall be sealed to prevent the ingress of oxygen and that before the hydrogen be ignited, a test shall be made by means of a test tube to see that all oxygen has been purged from the furnace; that the operator shall hold a Certificate of Fitness; that any cylinders of hydrogen on the premises other than the one in use, shall be stored in a location within the building, to the satisfaction of the fire commissioner and such cylinders shall be held upright by means of adequate bracing; that no smoking shall be permitted on the premises; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that the sprinkler and standpipe systems shall be maintained to the satisfaction of the fire commissioner; that an amended Certificate of Occupancy shall be obtained; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that this modification shall continue only so long as this space under appeal shall be occupied, as proposed.

491-24-A

APPLICANT—Samuel Rosenblum, for Caravel Films, Inc., owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from an order and a decision of the fire commissioner (previously granted on condition re decision of the fire commissioner).

PREMISES AFFECTED—730 Fifth avenue, southwest corner of West 57th street (Block 1272, Lot 3), Borough of Manhattan.

APPEARANCES—

For Applicant: Samuel Rosenblum.

ACTION OF BOARD—Appeal reopened and resolution amended.

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THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (491-24-A)

WHEREAS, this appeal from a decision of the fire commissioner, affecting premises 730 5th avenue, southwest corner of West 57th street (Block 1272, Lot 39), Borough of Manhattan, was granted by the Board on May 23, 1924, on certain conditions, resolution amended on January 13, 1925, and the applicant requested a further amendment of resolution.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted January 13, 1925, by reading thereto:

"... that in the event the owner desires to maintain the conditions hereinbefore set forth, except that permission be granted for storage within the vault of not over 250 reels, but not to exceed 250,000 running ft., that such additional storage of film may be permitted, provided all other requirements of the resolution are complied with, and the premises are maintained to the satisfaction of the fire commissioner; and that such additional storage of film shall continue only during the term of the present emergency . . ."

255-41-A

APPLICANT—Sidney Daub, for Level Realty Corporation, owner (Alexander's Department Stores, Incorporated, lessee).

SUBJECT—Application for consideration—reopening and amendment of resolution—re Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—2501 Grand Concourse and 2508 Creston avenue, northwest corner (Block 3167, Lot 1), Borough of The Bronx.

APPEARANCES—

For Applicant: Sidney Daub.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (600-41-A)

WHEREAS, this appeal from a decision of the acting borough superintendent, affecting premises 2501 Grand Concourse and 2508 Creston avenue, northwest corner (Block 3167, Lot 1), Borough of The Bronx, was granted by the Board on July 22, 1941, on certain conditions and the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of July 22, 1941, so that as amended, the last clause of the resolution shall read:

"that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto other than as varied by the Board under Cal. Nos. 1436-24-A, 229-41A and 722-42-A."

255-42-A

APPLICANT—Saul Goldsmith, for S. F. R. Realty Corporation, owner (Zylo Ware Corporation, lessee).

SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from an order of the fire commissioner and a decision of the acting borough superintendent (previously granted on condition re decision of the borough superintendent).

PREMISES AFFECTED—11-01 to 11-15 47th avenue (8th street) and 46-49 to 46-53 11th street (East avenue); (Block 56, Lots 18, 21, 22 and 23), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Saul Goldsmith.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (163-42-A)

WHEREAS, this appeal from a decision of the borough superintendent, affecting premises 11-01 to 11-15 47th avenue (8th street) and 46-49 to 46-53 11th street (East avenue); (Block 56, Lots 18, 21, 22 and 23), Long Island City, Borough of Queens, was granted by the Board on March 10, 1942, on certain conditions and the applicant requested an amendment of the resolution based on order 93949-C of the fire commissioner.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted March 10, 1942, so that as amended, the resolution shall read:

"*Resolved*, that the decision of the borough superintendent on Misc. Applic. No. 721-42, Obj. No. 1, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the one existing 6 in. street connection shall be fed both ways so that in the event the street service in one direction is shut off, the service from the other direction will be at all times available; that the building shall not be increased in height or area; that a vault shall be constructed and maintained within the building for the storage of nitro-cellulose products except that not over 200 lbs. loose may be in process throughout the factory and 500 lbs. may be available for quick use throughout the factory provided such 500 lbs. is stored in approved metal containers; that if required by the fire department additional sprinkler heads shall be installed at the points where the celluloid is being processed by machinery; that such portable fire-fighting appliances shall be furnished and maintained at such points as the fire commissioner shall direct; that the sprinkler system shall be connected directly to fire headquarters through an approved central station; that in all other respects the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

Resolved further, that in the event the owner desires to construct an additional vault in the cellar, such vault may also contain 10,000 lbs. of celluloid; that not over 1,000 lbs. of finished celluloid glass frames may be kept in stock on the storage shelves in the finished stock room facing 11th street on the first floor, provided such storage shall be further protected by a series of sprinkler heads spaced 5 ft. apart, directly over such storage shelving; that such finished stock room shall not exceed 2500 sq. ft.; that the storage shelving shall be made with slatted shelves; that this additional variance shall apply only during the term of the present emergency; that the housing conditions of the plant shall be maintained to the satisfaction of the fire commissioner; that in all other respects, the requirements of the fire department's order 93949-C shall be complied with."

255-42-S

APPLICANT—Oscar Goldschlag, for Silverberg and Trattner, Inc., owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—re Variation of the labor law as cited in a decision of the borough superintendent.

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PREMISES AFFECTED—358 East 145th street, south side, 91.41 ft. east of Third avenue (Block 2306, Lot 66), Borough of The Bronx.

APPEARANCES—

For Applicant: Oscar Goldschlag.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (255-42-S)

WHEREAS, this application from a decision of the borough superintendent, affecting premises 358 East 145th street, south side, 91.41 ft. east of Third avenue (Block 2306, Lot 66), Borough of The Bronx, was granted by the Board on May 12, 1942, on certain conditions, resolution amended September 9, 1942 and November 10, 1942 and the applicant requested a further amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of May 12, 1942, as amended September 9, 1942 and November 10, 1942, so that as amended the resolution shall read:

"Resolved, that the Board of Standards and Appeals does hereby make a variation in the requirements of the Labor Law as cited in a decision of the borough superintendent on Alt. Applic. No. 904-41, Objection No. 10, and that the application be and it hereby is granted on condition that the fire escapes shall comply in all other respects with the requirements of the Labor Law and all other laws applicable except that the balconies may be 3 ft. 8 in. in width; that the slope of the ladders may not be more than 60°; that the egress to the street from the second story balcony may be by means of a counter balanced drop ladder in guides; that a door shall be constructed in the wall of the four story building near the fire escape, so as to provide access to the fire escape from the three story building roof to the 4th story adjacent to the window leading to the fire escape; that the proposed new interior stairs shall be continued from the 3rd story roof to street with enclosure walls of construction approved for one hour; that the existing supplemental stairway in the 4 story building shall be enclosed floor by floor from first to fourth floors with an approved one hour enclosing partition with proper landings top and bottom within the enclosure and with fireproof self-closing doors, and the connecting hallway on each floor may be omitted, but an open unobstructed passageway on each floor for access to this stairway shall be maintained and a fireproof or fire-retarded passage to street may be omitted; that access from the fourth story to the roof of the three-story building shall be by means of the door as hereinbefore provided; that such door shall be arranged so that it may be readily openable from either side and to facilitate such opening, the door shall be provided with a break-glass panel; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto."

303-42-A

APPLICANT—Libby Solomon, for Libby Solomon and Bernard Solomon, owners.

SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—81 Fourth street, northwest corner of Ross avenue (Block 4202, Lot 16), New Dorp, Borough of Richmond.

APPEARANCES—

For Applicant: Mrs. Bernard Solomon.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (303-42-A)

WHEREAS, this appeal from a decision of the borough superintendent, affecting premises 81 Fourth street, north west corner of Ross avenue (Block 4202, Lot 16), New Dorp, Borough of Richmond, was granted by the Board on June 9, 1942, on certain conditions and the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted June 9, 1942, so that as amended, the resolution shall read:

"Resolved, that the decision of the borough superintendent on Alt. Applic. No. 29-42 be and it hereby is modified and that the appeal be and it hereby is granted on condition that the building shall not be increased in height or area and the size of the lot shall not be reduced; that the building shall be maintained as proposed with only one room occupied as proposed for a nursery school; that the number of children shall not exceed ten (10); that the school while in session shall at all times be under the supervision of a qualified instructor; that the cellar ceiling shall be protected with plaster, stamped metal or sheet rock; that the door to the cellar shall be made self-closing; that the exits from the first floor shall be maintained as shown on plans filed with the Department of Housing and Buildings; that this variance shall be for a term of two (2) years from the date of this action; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that the cellar shall not be occupied, except for the usual facilities including the heating system; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto."

529-42-A

APPLICANT—Sidney L. Strauss, for Clarostat Manufacturing Co., Inc., owner.

SUBJECT—Application for consideration—reopening and extension of permit—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—281-287 North 6th Street, north side, 111 ft. 5½ in. west of Metropolitan avenue (Block 2331, Lots 42-44-45), Borough of Brooklyn.

APPEARANCES—

For Applicant: Sidney L. Strauss.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (529-42-A)

WHEREAS, this appeal from a decision of the borough superintendent, affecting premises 281-287 North 6th street, north side, 111 ft. 5½ in. west of Metropolitan avenue (Block 2331, Lots 42-44-45), Borough of Brooklyn, was granted by the Board on September 22, 1942, on certain conditions and the applicant requested an extension of the permit.

RESOLVED, that the Board of Standards and Appeals does hereby amend the resolution adopted September 22, 19

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so far as it has reference to the term of the permit, that as amended, this portion of the resolution shall read:

"... *Granted on condition* that the structure shall not be increased in height or area and shall be removed within six (6) months from the date of this *amended* resolution ..."

APPLIANCES AND MATERIALS SUBMITTED FOR APPROVAL.

2-SA

APPLICANT—Central Station Signals, Incorporated, owner.

SUBJECT—Central Station Signals, Incorporated, Method for Central Station Fire Alarm and Air-Pressure supervision of non-automatic Sprinkler Systems, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Laid over to February 16, 1943 at 2 P. M., for further consideration by the Board.

42-SM

APPLICANT—United States Gypsum Co., owner.

SUBJECT—Rocklath and Diamond Liner Plasterboard, (Gypsum Lath), approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Laid over to February 24, 1943 at 2 P. M., for further consideration by the Board.

39-SM

APPLICANT—Keasbey and Mattison Company, owner.

SUBJECT—Keasbey and Mattison Company Asbestos-Cement Corrugated Roofing and Siding, approval of.

APPEARANCES—

For Applicant: H. K. Hays and G. G. Parke.

ACTION OF BOARD—Material approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative—Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (278-39-SM)

WHEREAS, Keasbey and Mattison Co., owner, filed on March 6, 1939, an application with the Board of Standards and Appeals for approval of the material known as Keasbey and Mattison Company Asbestos-Cement Corrugated Roofing and Siding; and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS.

January 29, 1943

Re: Cal. No. 278-39-SM

Subject: Keasbey & Mattison Company Asbestos-Cement Corrugated Roofing and Siding, approval of.

The Keasbey and Mattison Company of Ambler, Pa., filed an application with the Board of Standards and Appeals for the approval of their corrugated roofing and siding material known as Keasbey and Mattison Company Asbestos-Cement Corrugated under the mandatory provisions of C26-178.0b for use as a roofing material under C26-347.0 and as a siding material under C26-351.0.

Keasbey and Mattison Company's "Century" Asbestos-Cement Corrugated is composed of what is design-

nated by the Canadian Bureau of Mines as a shingle stock asbestos fiber and a specially prepared type of portland cement. The corrugated sheets contain no organic or combustible materials.

RAW MATERIALS

Asbestos Fibre:

Asbestos is a material having a high degree of cleavage, composed of silicates combined with various metals, and usually refers to hydrous magnesium silicate ($H_3Mg_3Si_2O_8$) with varying amounts of water of crystallization. Each carload of asbestos fiber delivered to the applicant's plant is inspected for organic material such as bark, roots, sticks, weeds, etc. Also the fiber is kept free from rocks, sand and pieces of iron ore. Samples of incoming asbestos fiber are tested for length of fiber on the Quebec Standard Testing Machine. This apparatus conforms to the National Research Council Standard Specifications for the Quebec Standard Testing Machine as approved by the Associate Committee on Asbestos, National Research Council, Canada, and the Quebec Asbestos Producer's Assn., issued at Ottawa, May 1934. Samples are also tested for buoyancy, which is the bulkiness of the fiber when it is suspended in water, and is one of the factors influencing the cement carrying capacity of the asbestos fiber. For calculation purposes the buoyancy is determined on prepared fiber. Any shipment of fiber that fails to pass the above tests is rejected and returned to the supplier.

Cement:

The suppliers of the specially prepared type of portland cement used have special bins set aside for the applicant. Samples from new bin loads are sent them for approval before shipment is made. Complete chemical and physical tests are made on these samples. Also, each car shipment is sampled and tested before shipment is accepted. Fineness of the cement is determined by obtaining the specific area in square centimeters per gram with the Wagner Turbidimeter in accordance with A.S.T.M. Designation C115-34T. The color of the dry cement when received is checked and must be within the limits established by this company. Initial and final tests are determined by the Gillmore Method, A.S.T.M. Designation C77-32. This special type of portland cement is always obtained from the same geological source of supply "Valley" cement.

MANUFACTURING PROCESS

Fibre Preparation:

The fibrous structure of asbestos exists by reason of a highly developed prismatic cleavage. The first step in fiber preparation is to subdivide or open up the asbestos fiber delivered from the mines in burlap bagging. This is accomplished by means of heavy revolving and rotating mill stones, called a chaser, or by means of a high speed rotary type mill with teeth in the rotor and stator. The laboratory and manufacturing departments authorize the degree of chasing based on experience. After preparation, the fiber is weighed in such quantities to make it ready for a batch. The amount is governed by formula, and is limited to the capacity of the mixing tank, also known as the "beater". This is an open top tank with a rotating, toothed cylinder in one of its two longitudinal divisions. The function of the "beater" is to mix intimately the water, asbestos, and cement. Water is first admitted to the "beater." The quantity of water for each batch is such as to give that concentration of solids in the "beater" which will assure good machine operation throughout the process. The amount of water has been determined experimentally for each Hatschek machine and is different for each machine with no relation to the amounts of cement and fiber used. The prepared and weighed quantity of asbestos fiber enters the "beater" through a chute from a higher

MINUTES

floor. The water and fiber are circulated and thoroughly mixed. Upon a signal from the operator a weighed quantity of cement is chuted into the "beater", the slurry of cement, fiber, and water then agitated and mixed intimately. The "beater" operator inspects the mixture by feeling the consistency of the slurry. Satisfactory results depend on the skill and training of these men. When the operator decides that he has obtained the proper consistency and homogeneity in the batch, a plug is removed from the bottom of the "beater" tank and the mixture flows to a receiver, or "stuff chest," which is a large tank or reservoir. A revolving bucket wheel serves as discharge or feed to the Hatschek machines and also as an agitator to keep the contents of the "stuff chest" well mixed. The slurry flows from the "stuff chest" to a trough, where water to improve the flow characteristics is added as necessary. (Cement mixed with a large quantity of water does not lose its capability of setting at a later stage when most of the water is removed.) Approximately 45 minutes elapse between the time the water, asbestos fiber, and cement are mixed in the beater until they leave the machine as an asbestos-cement product. The mixture flows to the Hatschek machine, which is very similar to a paper making machine. This builds up the material in successive laminations in the form of sheets to the desired thickness. The asbestos-cement sheet is removed from the accumulator cylinder of the machine and placed upon a forming plate, which is used as a matrix for shaping the sheet. This steel matrix with its asbestos-cement sheet is placed in a forming machine, the fingers of which conform the sheet to the desired corrugated shape. Another corrugated steel form, similar to the first, is placed over the corrugated asbestos-cement sheet. At this stage the sheet is in a pliable state and contains an excess amount of water. The sheet is then subjected to great pressure in order to densify it and remove excess water. This operation is done in a 6000-ton hydraulic press fitted with corrugated steel dies. A relatively low pressure is first applied to force out the water, then heavier pressure increases the density of the material. After removal from the press, the sheets are allowed to cure partially, after which time they are sheared to the correct length and width. They are then stored for further curing.

Calculated chemical analysis of Keasbey and Mattison Company's 4.2 Pitch Asbestos Corrugated:

SiO ₂	20-26%
Al ₂ O ₃ Fe ₂ O ₃	6-9%
CaO	41-50%
MgO	8-13%
Loss	11-15%

Controls as Practiced:

The factory, for control work, removes a corrugated sheet from the process every half hour to check its weight and thickness. The laboratory takes two samples from a sheet every four hours. One sample issued for the 7-day normal test, and the other for the 30-day dry test. A record is made of the machine number, shift, and hour removed. The 7-day normal test determines the weight and the average thickness, and from this information in addition to the breaking load determined by the testing machine, the modulus of rupture is calculated after seven days of curing. If the material does not meet the rigid laboratory requirements, the lot is so marked and set aside. One sample is tested after seven days; the other after thirty days, regardless of whether it passed the 7-day tests or not. The samples are kept in a constant temperature and a constant humidity in the laboratory. The 30-day tests are more extensive. They determine the normal weight, dry weight, percent of water content, wet weight after 24-hour immersion in water, percent water absorption, bone-dry density, average thickness, breaking load, modulus of elasticity, and modulus of rupture. No shipment is made or material released until this final test is passed.

Laboratory technicians must report below standard conditions to the director of the laboratory to have the corrected. A complete record of all test results is kept for future guidance. From this, charts are drawn which portray the daily, monthly, and yearly performance of each machine.

TESTS

Tests were conducted at the applicant's plant, witnessed by representatives of the Committee on Tests in accordance with the requirements of C26-626.0. The results of testing five specimens over a span of 5 third point loading, as provided in the aforesaid section, gave an average of 33.9 lbs. p.s.f. on the basis of simple span value of the total third point load.

Fire brand tests were conducted as provided for Group 16, Subart. 1 of Art. 11, "Fire-resistive Construction" on a specimen consisting of a sheet of corrugated asbestos 4 ft. wide, 8 ft. long with a thickness 7/16" on top of ridge. Tests were conducted in accordance with the procedure of the aforesaid section, brand being consumed at the end of 15' - 35" scorch on an area 6 1/2" by 15" with no effect on the underside of the specimen.

RECOMMENDATIONS

On the basis of the foregoing data, the Committee Tests recommends that Keasbey and Mattison Company's Asbestos-Cement Corrugated roofing and siding, manufactured by the applicant at Ambler, Pa. be approved by the Board under C26-191.0 for use under C26-347.0 as a roofing material limited for use on roofs having a rise of at least 3" per foot of horizontal projection and proportioned for vertical loads of 30 p.s.f. of horizontal projection. Approval is also recommended for use as a siding material under C26-351.0.

This material when applied shall be secured by either lead head or round head bolts, 1/4" diameter, protected by galvanizing or equivalent weather protection. The bolts shall be used in combination with steel clips similarly protected and designed for use with either roofing or siding material. Any holes required to attach sheets of this material shall be drilled and located at the high point of the corrugation. When attached to purlins or girts at least a 6" end lap and one corrugation side lap shall be provided with all end laps occurring over the purlins or girts, the spacing of which shall not exceed 54" for purlins and 66" for girts.

It is further recommended that each sheet of material be stamped, tagged or labelled reading as follows: "Approved for use in New York City by the Board of Standards and Appeals when installed in accordance with the requirements of Cal. No. 278-39-S

(Sgd.) BERNARD A. SAVAGE,

Commissioner

CHARLES M. BLUM,

Commissioner

LESLIE V. HUBER,

Chief Engineer

Committee on Tests

and

WHEREAS, this report recommended the approval of the material.

Resolved, that the Board of Standards and Appeals hereby approve the material known as Keasbey and Mattison Co. Asbestos-Cement Corrugated (roofing and siding) on condition that the material be manufactured, used, labelled, stamped or tagged in accordance with above recommendations.

785-38-SA

APPLICANT—Reading Foundry and Supply Co., owner of
SUBJECT—Reading Foundry & Supply Co. Special Design for Age and Vent Fitting, approval of.

(Resolution will be printed in Bulletin of February 1943, Vol. XXVIII, No. 8.)

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BULLETIN
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BOARD OF STANDARDS AND APPEALS
CITY OF NEW YORK

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Saturdays 9 a. m. to 12 noon.
Address all communications to the Chairman

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Correction Affecting Calendar Number 680-41-BZ.
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PUBLIC HEARINGS

Tuesdays, at 10 a. m. and 2 p. m.
Special meetings as published in this Bulletin.
All hearings are held in Room 1013, Municipal Building, Borough of Manhattan.

HOURS OF CONSULTATION

10 A. M. to 1 P. M.

Any person desiring to consult the chairman or the engineers, pertaining to the work of the board, will be seen only between the hours of ten in the morning and one in the afternoon—Saturdays excepted.

NOTICE TO APPELLANTS AND APPLICANTS

No appeal or application will be entertained in connection with which court proceedings are pending or in progress, unless exception is granted by the chairman, nor accepted which is not filed within thirty days from the date of the action of the Administrative Official.

Any communication purporting to be an appeal or application shall be regarded as a mere notice of intention to seek relief until it is filed on the form required by the rules of this board.

Upon receipt of any such communication the writer will be supplied with the official forms for presenting his appeal or application.

At the time of filing an appeal or application, the appellant or applicant shall forward a signed notice of appeal addressed to the administrative official (either commissioner of buildings or fire commissioner) and file with this board a duplicate of said notice.

Appellants and applicants are advised that their plans must indicate the points of the compass so as to establish the true location and position of the property, the subject of the appeal or application.

Appeals and applications will be simplified and disposition of same expedited by conforming to these directions

HARRIS H. MURDOCK, *Chairman*

CALENDAR

DOCKET

Cal. No. Dept. Premises Affected.

54-43-A—F.D.—4817 Avenue N, north side, 40 ft. west of East 49th street (Block 7873, Lot 3), Borough of Brooklyn, Decision re 82313-C.

55-43-S—H.B.Bx—1793-1799 Jerome avenue, west side, 325 ft. north of East 176th street and 287 ft. south of East 177th street (Block 2861, Lot 151), Borough of The Bronx, Amendment to Alt. 1096-41.

56-43-A—F.D.—3670-3674 Third avenue, east side, 92.44 ft. south of East 170th street (Block 2925, Lot 29), Borough of The Bronx, 32849-L.C. and Decision.

57-43-A—F.D. & H.B.Q.—19-01 to 19-27 24th (Woolsey) avenue, 23-01 to 23-91 19th (Barclay) street, 19-02 to 19-28 23rd terrace (Phillips place) and 23-72 to 23-90 21st street (Van Alst avenue) (Block 890, part of Lot 1), Long Island City, Borough of Queens, 6200-L.F. and Decision, and M-11929-41.

58-43-A—H.B.B.—339-341 Berry street, east side, 90 ft. south of South 4th street (Block 2443, Lot 6), Borough of Brooklyn, Alt. 673-42, and Decision.

59-43-A—H.B.B.—2413-2435 Pacific street, north side, 200 ft. east of Sackman street (Block 1437, Lot 46), Borough of Brooklyn, Amendment to Alt. 2742-42.

60-43-S—F.D.—21-02 to 21-30 44th road (13th street) and 44-29 to 44-35 21st street (Van Alst avenue), southeast corner (Block 438, Lot 6), Long Island City, Borough of Queens, 7926-L.F. and Decision.

61-43-SM—S and G Fire Exit or Panic Lock, manufactured by Sargent and Greenleaf, Incorporated, Material.

62-43-A—F.D.—43-02 Ditmars boulevard, southwest corner of 45th street (Block 782, Lots 1, 25, 26, 47 and 48), Astoria, Borough of Queens, 93903-L.C.

63-43-A—H.B.B.—169 Hawthorne street, north side, 349 ft. 4½ in. west of Rogers avenue (Block 5043, Lot 73), Borough of Brooklyn, Alt. 248-43.

64-43-A—H.B.M.—3261-3275 Broadway, northwest corner of West 131st street (Block 1998, Lot 29), Borough of Manhattan, B.N. 180-43.

65-43-S—H.B.B.—603-613 Bergen street, north side, 375 ft. west of Vanderbilt avenue (2nd floor); (Block 1137, Lots 71, 73 and 69), Borough of Brooklyn, Alt. 181-43.

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197-42-S—H.B.B.—395-403 Pearl street, 423 Fulton street, northeast corner and 20 Willoughby street (Block 150, Lot 11), Borough of Brooklyn, Alt. 652-42.

198-42-A—H.B.B.—395-403 Pearl street, 423 Fulton street, northeast corner and 20 Willoughby street (Block 150, Lot 11), Borough of Brooklyn, Alt. 652-42.

127-35-BZ—H.B.B.—115-119 Truxton street, north side, 142 ft. 9¾ in. west of Conway street (Block 1544, Lots 2 and 44), Borough of Brooklyn, B.N. 3169-42.

DESIGNATIONS: H.B.—Department of Housing and Buildings; H.B.B.—Department of Housing and Buildings, Brooklyn; H.B.M.—Department of Housing and Buildings, Manhattan; H.B.Q.—Department of Housing and Buildings, Queens; H.B.R.—Department of Housing and Buildings, Richmond; H.B.Bx.—Department of Housing and Buildings, Bronx; H.D.—Health Department, F.D.—Fire Department.

RULES

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Concrete Flat Slabs, Rules	July 13, 1937—Vol. 22, No. 1
Concrete Masonry Units, Rules for Manufacture, Testing and Use of	June 24, 1941—Vol. 26, No. 1
Concrete Rules (Hydrated Lime)	Aug. 3, 1937—Vol. 22, No. 1
Elevator Rules	Mar. 3, 1936—Vol. 21, No. 1
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Fuel Oil Burners for Domestic and Commercial Use	Nov. 25, 1941—Vol. 26, No. 1
Fuel Oil Pipe Terminals	Nov. 25, 1941—Vol. 26, No. 1
Fuel Oil Burners for Industrial Use	Nov. 25, 1941—Vol. 26, No. 1
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Gas Heaters	Nov. 25, 1941—Vol. 26, No. 1
Paint, Varnish and Lacquer Spraying equipment	Nov. 25, 1941—Vol. 26, No. 1
Range Oil Burners and Space Heaters	Nov. 25, 1941—Vol. 26, No. 1
Vacuum Breakers	Nov. 10, 1942—Vol. 27, No. 1

FEBRUARY 24, 1943, 10 A. M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution *Wednesday morning, February 24, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

CALENDAR

9-42-BZ—Application, September 11, 1942, under sections 7f and 21 of the zoning resolution, of Wing Holding Corporation, applicant and owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 11 Skillman avenue, north side, 545.51 ft. west of 43rd street (Block No. 183, Lot No. 290), Long Island City, Borough of Queens.

3-41-BZ—Application, March 10, 1941, under sections 7f and 21 of the zoning resolution of Herman Kron, applicant, on behalf of Rosebeck Holding Corporation, owner, to permit in a residence use district, the conversion of occupancy of part of an existing public garage to retail stores; premises 1526 Grand Concourse, east side, 377.44 ft. south of Mt. Eden avenue and 1541 Sheridan avenue (Block No. 21, Lot Nos. 11 and 65), Borough of The Bronx.

3-42-BZ—Application, November 10, 1942, under section 7e of the zoning resolution, of Frank C. Keller, applicant, on behalf of John Laronga, owner, to permit in business use district, for a term of two years, the use of the premises as a coal yard; premises 43-01 104th street and 104-02 43rd avenue, southeast corner (Block 37, Lot 75), Corona, Borough of Queens.

5-42-BZ—Application, December 17, 1942, under section 7e of the zoning resolution, of Vitale Della Penna, applicant, on behalf of Bessie Levinthim, owner, to permit in a business use district, the conversion of occupancy of existing building to a milk bottling and distributing station and the use of same for a term of two years; premises 667-669 Hunts Point avenue, west side, 145.30 ft. north of Bryant avenue (Block 2766B, Lot 120), Borough of The Bronx.

1-42-BZ—Application, February 26, 1942, under section 7h of the zoning resolution, of Fannie Tobachnick, applicant and owner, to permit in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 575-579 Jerome street, east side, 200 ft. north of Livonia avenue (Block 4078, Lots 13 and 14), Borough of Brooklyn.

1-42-BZ—Application, June 4, 1942, under section 7h of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Joseph Ricca, Sr., owner, to permit in a residence use and partly in a business use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 982-984 Hopkinson avenue, west side, 100 ft. north of Hegeman avenue (Block 2, Lots 6, 9 and 56), Borough of Brooklyn.

1-42-BZ—Application, December 1, 1942, under section 21 of the zoning resolution, of James E. McKillop, applicant, on behalf of McCann and Hose, owners, to permit an unrestricted use and also B area district, the erection and maintenance of an extension at the rear of the 2nd story of an existing building; the said proposed extension does not comply with rear yard requirements of the zoning resolution; premises 172 Pacific street, south side, 215 ft. east of Clinton street (Block 292, Lot 15), Borough of Brooklyn.

Appeal from Administrative Decision.

43-S—172 Pacific street, south side, 215 ft. east of Clinton street (Block 292, Lot 15), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

FEBRUARY 24, 1943, 2 P. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Wednesday afternoon, February 24, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:*

153-39-BZ—Application of Sidney L. Strauss, applicant, on behalf of Jacobena Foster, owner, reopened February 2, 1943, for consideration as to extension of permit (same having expired by limitation)—re Application, previously granted on condition, under section 7h of the zoning resolution, for a temporary period of not more than two years, the parking and storage of more than five motor vehicles; premises 28-02 41st street and 40-16 28th avenue, northwest corner (Block 663, Lot 21), Astoria, Borough of Queens.

Appeals from Administrative Decisions.

573-42-A—983 McDonald avenue, east side, 22 ft. south of Webster avenue (Block 5419, part of Lot 8), Borough of Brooklyn.

821-42-A—1540 59th street, south side, 320 ft. east of 15th avenue (Block 5509, Lot 23), Borough of Brooklyn.

664-42-A—1155-1205 Manhattan avenue and 93-99 Commercial street, northwest corner (Building No. 1—5th floor); (Block No. 2472, Lot No. 350), Borough of Brooklyn.

899-42-A—753-759 Seventh avenue and 154-166 West 50th street, southeast corner (Block 1002, Lot 61), Borough of Manhattan.

13-43-A—4517 Surf avenue, east side, 100 ft. north of Neptune avenue (Block 7824, Lot 138), Borough of Brooklyn.

855-42-A—205-215 East 42nd street, north side, 80 ft. east of Third avenue and 204-210 East 43rd street (Block 1316, Lot 5), Borough of Manhattan.

822-42-A—105 Montrose avenue, north side, 100 ft. west of Manhattan avenue (Block 3051, Lot 25), Borough of Brooklyn.

Appliance and Materials for Approval.

790-42-SM—Rocklath and Diamond Liner (Gypsum Lath) Plasterboard.

672-42-SA—Hypressure Jenny Steam Cleaner, Models JM and JL, Oil Fired.

911-42-SM—Busch "Codepruf" Grease Trap.

HARRIS H. MURDOCK, *Chairman.*

MARCH 2, 1943, 10 A. M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday morning, March 2, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

45-42-BZ—Application, January 20, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Samuel Schenkel, owner, to permit in a business use district, the alteration of and also the erection of a new accessory building on an existing gasoline service station; premises 4313-4323 Fourth avenue and 401-405 44th street, northeast corner (Block No. 729, Lot No. 1), Borough of Brooklyn.

987-41-BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kiesewetter, applicant, on behalf of The Texas Company, owner, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station; premises 736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn.

155-36-BZ—Application of Tobias Goldstone, applicant, on behalf of Simon Holland, owner, reopened April 30, 1940, under section 7c of the zoning resolution, to permit the extension from an unrestricted use district into a business use district, of an existing structural iron works; premises 821-

CALENDAR

835 Stone avenue, 258-280 Lott avenue, southeast corner and 540-554 Christopher avenue, southwest corner of Lott avenue (Block 3855, Lots 10 and 17), Borough of Brooklyn.

845-39-BZ—Application of Lama and Proskauer, applicants, on behalf of Harris Goody Realty Co., Inc., owner (Philip Mansdorf, lessee), reopened January 20, 1942, under section 7c of the zoning resolution, to permit in a business use district, the parking and storage of more than five motor vehicles upon an existing gasoline service station (the gasoline station was previously acted upon by the Board); premises 253-263 Empire boulevard and 369-379 Rogers avenue, northeast corner (Block 1308, Lot 1), Borough of Brooklyn.

787-42-BZ—Application, November 10, 1942 under sections 21 and 7e of the zoning resolution, of Frank C. Keller, applicant, on behalf of Peerless Realty Corporation, owner, to permit in a business use district, for a term of two years, the use of an existing building for baling paper and rags and storage of metals; premises 117-05 122nd street, east side, 100 ft. south of Rockaway boulevard (Block 11715, Lot 36), Ozone Park, Borough of Queens.

460-32-BZ—Application of Jack Z. Cohen, applicant, on behalf of Abraham Hechter, owner, reopened February 9, 1943 for consideration as to amendment of resolution as to additional use re parking of cars—re Application, previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the change of occupancy of an existing building so as to include a motor vehicle repair shop; premises 1551-1555 Coney Island avenue, east side, 100 ft. south of Avenue L (Block 6731, Lot 90), Borough of Brooklyn.

Appeal from Administrative Decision.

792-42-A—796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn, Misc. 8575-41.

HARRIS H. MURDOCK, *Chairman.*

MARCH 2, 1943, 2 P. M.

Appeal from Administrative Decision.

719-42-A—1360-1366 Fifth avenue and 1-3 West 113th street, northwest corner (Block 1597, Lot 33), Borough of Manhattan.

Material for Approval.

265-41-SM—Botanical Industries of America, Inc., Flameproofing Compound.

MARCH 9, 1943, 10 A. M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday morning March 9, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

545-42-BZ—Application, June 30, 1942, under section 7h of the zoning resolution, of A. H. Salkowitz, applicant, on behalf of Lubritorium, Inc., owner, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 77-02 Roosevelt avenue, southeast corner of 77th street (Block 1488, Lot 1), Jackson Heights, Borough of Queens.

330-22-BZ—Application of Allen A. Blaustein, applicant, on behalf of 1663 East 17th Street Corporation, owner, reopened February 9, 1943, under sections 7a, 7b, 7c and 21

of the zoning resolution, to permit partly in a business use and partly in a residence use district, the alteration and conversion of occupancy of a three story theatre and store building (previously granted by the Board) to a one story stores building; premises 1663-1669 East 17th street, east side, 57 ft. 2½ in. south of Kings Highway (Block 6711, Lot 55), Borough of Brooklyn.

331-42-BZ—Application of Samuel Rosenblum, applicant on behalf of Fifty-Five Wadsworth Terrace Corp., owner, reopened December 8, 1942, under sections 7i and 21 of the zoning resolution, to permit in a business use district, the conversion of occupancy of the basement story of an existing building to a five car garage and motor vehicle repair shop (the motor vehicle repair shop use was previously denied by the Board); premises 145-155 Fort George avenue and 1662-1670 St. Nicholas avenue, northerly intersection (Block 2149, Lot 276), Borough of Manhattan.

205-30-BZ—Application of John G. Schuhmann, applicant, on behalf of Slio Realty Corp., owner, reopened August 16, 1938, under section 21 of the zoning resolution, to permit in a residence use district, the alteration and change of occupancy of part of the first story of an existing multiple dwelling (tenement) to business use (stores); (previously denied by the Board); premises 1215 Grand Concourse, west side, 150 ft. north of West 167th street (Block 2464, Lot 1), Borough of The Bronx.

935-41-BZ—Application, November 3, 1941, under section 7f of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Albert Bender, owner, to permit in a business use district, the erection and maintenance, for a term of years, of a gasoline service station; premises 1-109 Grand street Extension and 308-312 South 2nd street, northwest corner (Block 2422, Lots 17, 18, 19 and 20), Borough of Brooklyn.

71-43-BZ—Application, February 17, 1943, under section 7e of the zoning resolution, of Nick De Martini, applicant on behalf of Louisa De Martini, owner, to permit in a residence use district, the erection and maintenance, for a term of two years, of three (3) business buildings (each house 1000 chickens in each building); premises 149 Union turnpike, northwest corner of 150th street, northeast corner of 79th avenue and 150th street and southeast corner of 79th avenue and 150th street (Block 6691, Lots 81, Block 6711, Lots 39 and 41 and Block 6712, Lots 42 and 19), Flushing, Borough of Queens.

HARRIS H. MURDOCK, *Chairman.*

MARCH 16, 1943, 2 P. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday afternoon, March 16, 1943*, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

617-42-BZ—Application, August 12, 1942, under section 7c of the zoning resolution, of John F. Payne, applicant on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the erection and maintenance of a new accessory (lubritorium) building on an existing gasoline service station; premises 1979 177th street, northwest corner of Pugsley avenue (Block No. 3794, Lot No. 50), Borough of The Bronx.

Appeal from Administrative Decision.

746-42-A—241 West 72nd street, north side, 280 ft. in. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman.*

CALENDAR

MARCH 23, 1943, 10 A. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution. *Tuesday morning, March 23, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:*

34-42-BZ—Application, April 7, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants,

on behalf of North American Oil Corporation, owner (Matt David, lessee), to permit in a business use district, upon a plot occupied as a gas station and individual garages, the erection and maintenance of a building to be occupied as a garage for more than five (5) motor vehicles, lubritorium, dressing rooms and office and the use of the remainder of the plot as a gasoline service station; premises 1672-1680 86th street, southeast corner of Bay 14th street (Block No. 6365, part of Lot No. 33), Borough of Brooklyn.

HARRIS H. MURDOCK, Chairman.

MINUTES

BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

TUESDAY MORNING, FEBRUARY 16, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum.

The minutes of the regular meetings of the Board held on *Tuesday morning, February 9, 1943, and Tuesday afternoon, February 9, 1943, were approved, as printed in Bulletin No. Volume 28.*

ZONING CASES

34-42-BZ

APPLICANT—A. H. Salkowitz, for Lubritorium, Inc., owner.

SUBJECT—Application (decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—77-02 Roosevelt avenue, southeast corner of 77th street (Block 1488, Lot 1), Jackson Heights, Borough of Queens.

APPEARANCES—

For Applicant: A. H. Salkowitz and Walter Keller.
For Opposition: Marcella F. Nally, H. B. Tange-
mann, Donald Frank, Benjamin Gollay and
Henry Mattes.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to March 9, 1943 at 10 A. M., for further consideration by the Board.

35-42-BZ

APPLICANT—Vitale Della Penna, for Bessie Levinthim, owner.

SUBJECT—Application (decision of the acting borough superintendent) under section 7e of the zoning resolution, to permit in a business use district, the conversion of occupancy of an existing building to a milk bottling and distributing station and the use of same for a term of two years.

PREMISES AFFECTED—667-669 Hunts Point avenue, west side, 145.30 ft. south of Bryant avenue (Block 2766-B, Lot 120), Borough of The Bronx.

APPEARANCES—

For Applicant: Vitale Della Penna and Dominic Giamberso.

For Opposition: Mrs. Kuttner and Harold Klorfein, Dep't of Parks.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to February 24, 1943 at 10 A. M., for further consideration by the Board.

382-42-BZ

APPLICANT—Ervin Palmer, for General Baking Company, owner (C. Solomon Mayer, lessee).

SUBJECT—Application (re decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a residence use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles.

PREMISES AFFECTED—530-540 East 81st street and 28-34 East End avenue, southwest corner (Block 1577, Lot 27), Borough of Manhattan.

APPEARANCES—

For Applicant: None.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum..... 3

Negative 0

Absent: Deputy Chief Gunn..... 1

304-42-BZ

APPLICANT—Harold P. Zoller, for Flushingside Realty and Construction Company, owner (I. B. Kleinert Rubber Company, lessee).

SUBJECT—Application (decision of the borough superintendent) under sections 7a, 7b, 7c and 7e of the zoning resolution, to permit partly in a business use and partly in a residence use district, the conversion of occupancy of an existing garage to a factory (manufacture of babies' diapers) and the continuance of this use for a term of two years.

PREMISES AFFECTED—136-06 31st road and 31-05 Linden place, southeast corner (Block 4409, Lot 24), Flushing, Borough of Queens.

APPEARANCES—

For Applicant: Harold P. Zoller.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum 3

Negative 0

Absent: Deputy Chief Gunn..... 1

THE RESOLUTION (304-42-BZ)

WHEREAS, Harold P. Zoller, for Flushingside Realty and Construction Company, owner (I. B. Kleinert Rubber Co., lessee), filed April 13, 1942, an application under sections 7a, 7b, 7c and 7e of the zoning resolution, to permit partly in a business use and partly in a residence use district, the conversion of occupancy of an existing garage to a factory

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(manufacture of babies' diapers) and the continuance of this use for a term of two (2) years; premises 136-06 31st road and 31-05 Linden place, southeast corner (Block 4409, Lot 24), Flushing, Borough of Queens; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting February 16, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that 31st road (Bayside avenue) is in a business and residence use district; that Linden place is in a business and unrestricted use district and 137th street is in a residence and business use district; and

WHEREAS, the decision of the borough superintendent on Misc. Applic. 3998-42, dated April 4, 1942 and as amended January 4, 1943, reads:

"1. Proposed change of occupancy of a garage located within a business district and extending into a residence district, into a factory is contrary to Art. II, Secs. 3 and 6 of the Bldg. Zone Resolution."

and

WHEREAS, the applicant states that the existing building has a frontage of 100 ft. on Linden place and 125 ft. on 31st road, of Class 3 construction and one story in height; that the easterly part of the existing garage building extends for a distance of 25 ft. into a residence use district; that the remainder is in a business use district; that it is proposed to convert the occupancy of the existing garage to a factory (manufacture of babies' diapers) and to continue this use for a term of two (2) years; and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant under section 7, subdivision c. of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the requirements of the use district regulations of the zoning resolution, and that the application be and it hereby is *granted* under section 7c thereof, for a term of two (2) years, to permit the existing garage building to be occupied as proposed for a factory, *on condition* that the gasoline storage system shall be completely removed from the building; that the building shall not be increased in height or area; that in all other respects, the building shall comply with the requirements of the Labor Law and all other laws, rules and regulations applicable thereto; that at the termination of this variance, the use of the building as a garage may be restored; that an amended Certificate of Occupancy shall be obtained; that all permits shall be obtained and all work completed within three (3) months from the date of this resolution.

514-42-BZ

APPLICANT—Arthur H. Haaren, for Pennsylvania Railroad Company, owner (Kesbec, Incorporated, lessee).

SUBJECT—Application (re decision of the borough superintendent) under sections 7f, 7h, and 21 of the zoning resolution, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles.

PREMISES AFFECTED—39-11 to 39-33 Skillman avenue, north side, 100 ft. east of 39th street (Block 183, part of Lot 1), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Arthur H. Haaren.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum.....	3
Negative	0
Absent: Deputy Chief Gunn.....	1

THE RESOLUTION (514-42-BZ)

WHEREAS, Arthur H. Haaren, for Pennsylvania Railroad Company, owner (Kesbec, Incorporated, lessee), filed June 27, 1942, an application under sections 7f, 7h and 21 of the zoning resolution, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 39-11 to 39-33 Skillman avenue, north side, 100 ft. east of 39th street (Block 183, part of Lot 1), Long Island City, Borough of Queens; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting, February 16, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Skillman avenue is in business and unrestricted use districts; 39th street is in an unrestricted use district and 39th place is in residence and business use districts; and

WHEREAS, the decisions of the Borough Superintendent dated May 27, 1942, and as amended November 9, 1942, reads:

"1. The use of these premises located within a business district for the parking and storage of more than 5 cars is contrary to Art 2, Section 4, subd. 15 of the Bldg. Zone Resolution. Not further considered."

and

WHEREAS, the applicant states that the premises consist of an irregularly shaped plot having a frontage of 240 ft. and a depth of 98 ft. and that it is proposed to use same for a term of two (2) years for parking and storage of more than five (5) motor vehicles; and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant under section 7, subdivision h. of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the requirements of the use district regulations of the zoning resolution, and that the application be and it hereby is *granted* under section 7h thereof, for a term of two years from the date of adoption to permit a portion of lot 1 covered by this application with a frontage of 100 ft. along Skillman avenue commencing from the easterly line of the adjoining plot occupied by a gasoline station which has a frontage of 100 ft. along Skillman avenue from the corner of 39th street and for the full depth to the railroad fence, as shown, to be occupied for the parking and storage of more than five (5) motor vehicles, *on condition* that only motor vehicles of the pleasure car type and those in condition for operation shall be so parked and stored; that this portion of the lot shall be leveled substantially to the grade of Skillman avenue and shall be surfaced with steam cinders, crushed gravel or other suitable material properly rolled and treated with a binder; that there shall be erected on the interior lot lines to the north and east, a substantial metal or wood picket fence; that a similar fence shall be erected along the street line of Skillman avenue; that the entrance to the premises shall be solely through the adjoining gasoline station; that this parking lot shall be under the control and management of the gasoline station but shall not be deemed as an extension of the area or use thereof; that proper access shall be maintained at all times for easy entrance and exit; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that no signs shall be erected on the premises, except that there may be a sign advertising the parking and storage use provided such sign is located at the entrance from the gasoline station and is not illuminated, does not extend beyond the building and does not exceed 15 sq. ft. in area; that all permits shall be obtained and all work completed within six months from the date of this resolution.

Adjourned: 12:00 M.

JOSEPH J. DOYLE, Chief Clerk

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REGULAR MEETING

TUESDAY AFTERNOON, FEBRUARY 16, 1943

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

ZONING CASES

27-35-BZ

APPLICANT—Jack Z. Cohen, for Joseph Angelone, owner.

SUBJECT—Application for consideration—reopening and rehearing on a new proposal (decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—115-117 Truxton street, north side, 142 ft. 9¾ in. west of Conway street (Block 1544, Lots 42 and 44), Borough of Brooklyn.

APPEARANCES—

For Applicant: Larry Meltzer.

For Opposition: Harold Klorfein, Dept. of Parks.

ACTION OF BOARD—Application reopened, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

78-38-BZ

APPLICANT—Robert J. Farrington, for Seymarn Realty Corporation, owner.

SUBJECT—Application reopened January 30, 1940 (decision of the acting borough superintendent) under sections 7h and 21 of the zoning resolution, to permit in a business use district, the parking and storage of more than five motor vehicles (previously denied re erection of gasoline service station).

PREMISES AFFECTED—3548-3552 Jerome avenue, east side, 50 ft. south of East 212th street (Block 3328, Lots 28 and 29), Borough of The Bronx.

APPEARANCES—

For Applicant: Robert J. Farrington.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

40-BZ

APPLICANT—Alfred H. Eccles, for Anna M. Conway, owner.

SUBJECT—Application (decision of the borough superintendent) under section 21 of the zoning resolution, to permit in a business use district, the erection and maintenance of a gasoline service station and also, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—28-14 37th avenue, south side, 25 ft. west of 29th street (Block 370, Lot 14), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

1050-40-BZ

APPLICANT—Herman Kron, for Walton Improvement Co., Inc., owner (Solomon Leo Abraham, lessee).

SUBJECT—Application (decision of the acting borough superintendent) under section 7h of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—2125 Jerome avenue, west side, 70.65 ft. south of West 181st street (Block 3192, Lot 46), Borough of The Bronx.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

550-42-BZ

APPLICANT—Herman Kron, for Board of Transportation, City of New York, owner (Samuel Gelfand, lessee).

SUBJECT—Application (decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles (bus terminal).

PREMISES AFFECTED—62-66 Essex street, east side, 100.2 ft. north of Grand street (Block 351, part of Lot 1), Borough of Manhattan.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

608-37-BZ

APPLICANT—Patrick J. Keating (lessee), for First Methodist Episcopal Church, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the commissioner of buildings) previously granted on condition, under section 7h of the zoning resolution, permitting partly in a business use and partly in a residence use district, for a temporary period of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—142-17 Roosevelt avenue, north side, 150.83 ft. east of Union street (Block 5020, Lot 49), Flushing, Borough of Queens.

APPEARANCES—

For Applicant: Mrs. Patrick J. Keating.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

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THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (607-37-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting partly in a business use district and partly in a residence use district, for a temporary term of two years, the parking and storage of more than five motor vehicles, affecting premises 142-17 Roosevelt avenue, north side, 150.83 ft. east of Union street (Block 5020, Lot 49), Flushing, Borough of Queens, was granted by the Board on October 18, 1938, on certain conditions, permit extended on December 3, 1940 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on October 18, 1938, as amended on December 3, 1940, so that as amended, the resolution shall read:

"Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the application of the use district regulations of the building zone resolution and that the application be and it hereby is *granted under section 7, subdivision h, of the zoning resolution, for a temporary term of two (2) years from the date of this amended resolution*, to permit the premises under appeal to be used for the *parking and storage* of more than five (5) motor vehicles, *on condition* that on y cars of the pleasure-car type shall be stored or parked; that all existing buildings shall be removed from the premises, except there may be a building not over one story in height, of frame construction, not over 150 sq. ft. in area, used solely as an office and shelter for attendant; that during the term of this variance the lot shall be used for no other uses than herein permitted; that the lot shall be graded substantially to the level of Roosevelt avenue and shall be covered with steam cinders or clean gravel or other suitable material, properly rolled and bound to prevent dusting; that there shall be erected on the interior and street building lines a substantial woven-wire fence, not less than 6 ft. in height, except for one entrance to Roosevelt avenue not exceeding 20 ft. in width; that curb cut opposite shall not exceed 20 ft. in width; that the curb where now broken down shall be restored, except for the herein permitted curb cut; that any lights erected for general illumination shall be so placed as to reflect toward the center of lot, using metallic reflectors, and reflecting away from adjoining occupancies; that proper aisles shall be maintained at all times for easy access and egress; that such portable fire-fighting appliances shall be provided as the fire commissioner shall direct.

Resolved further, that *no sign shall be erected on the premises, advertising the parking and storage use, except there may be one sign near the entrance advertising the parking and storage use and the rates charged, provided such sign does not exceed 15 sq. ft. in area, is not illuminated and does not extend beyond the building line."*

1197-38-BZ

APPLICANT—Kim Parking Stations, Inc. (lessee), for 314 West 34th Street Corporation, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a retail use district, for a temporary period of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—314-318 West 34th street, south side, 225 ft. west of Eighth avenue (Block 757, Lots 46 to 48, inclusive), Borough of Manhattan.

APPEARANCES—

For Applicant: Manuel Rosenstein.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (1197-38-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a retail use district, the transient parking of more than five motor vehicles for a term of two years, affecting premises 314-318 West 34th street, south side, 225 ft. west of Eighth avenue (Block 757, Lots 46 to 48, inclusive), Borough of Manhattan, was granted by the Board on February 15, 1939, on certain conditions, permit extended on December 3, 1940 and the applicant requested further extension of the permit; and

WHEREAS, the applicant exhibited to the Board a lease between the owner, 314 West 34 Street Corporation, and Kim Parking Stations, Inc., such lease running for a term of two (2) years and eleven (11) months, expiring October 1, 1944, and covering the premises in question.

Resolved, that the Board of Standards and Appeals does hereby *amend* its resolution adopted February 15, 1939, as amended December 3, 1940, only so far as it has reference to the term of the permit, so that as amended, this portion shall read:

" * * granted under section 7h for a temporary term of two (2) years from the date of this amended resolution, * * *"*

968-40-BZ

APPLICANT—Abraham Brown, for Jamaica-Fulton Elevating Corp., owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—168-33 Jamaica avenue, north side, 111.50 ft. west of 169th street (Block 968, Lots 7 and 42), Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: Abraham Brown.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.

Negative

THE RESOLUTION (968-40-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district for a temporary period of not more than two (2) years, the parking and storage of more than five (5) motor vehicles, affecting premises 168-33 Jamaica avenue, north side, 111.50 ft. west of 169th street (Block 2799, Lots 7 and 42), Jamaica, Borough of Queens, was granted by the Board January 14, 1941, on certain conditions, time extended on April 22, 1941, and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* its resolution adopted January 14, 1941, as amended on April 22, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

*"granted under section 7h for a term of two years from the date of this amended resolution *"*

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289-34-BZ

APPLICANT—Wrenn and Schmid, for Edith J. Potter, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the Commissioner of Buildings) perviously granted on condition, under section 7a of the zoning resolution, permitting in a residence use district, the extension in area of an existing garage and motor vehicle repair shop for a temporary period.

REMISES AFFECTED—308 Monroe street, south side, 150 ft. east of Marcy avenue (Block 1819, Lot 14), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Request to reopen dismissed for lack of prosecution.

THE VOTE TO DISMISS REQUEST TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (289-34-BZ)

WHEREAS, this application under section 7a of the zoning resolution, permitting in a residence use district, the extension in area of an existing garage and motor vehicle repair shop for a temporary period, affecting premises 308 Monroe street, south side, 150 ft. east of Marcy avenue (Block 1819, Lot 14), Borough of Brooklyn, was granted by the Board on April 16, 1935, permit extended on June 25, 1940 and the applicant requested a further extension of the permit, which permit has expired by limitation; and

WHEREAS, when this case was called for consideration by the Board, no appearance was made on behalf of the applicant, although duly notified to do so.

Resolved, that the request to reopen, be and it hereby is dismissed for lack of prosecution.

562-40-BZ

APPLICANT—Hollie D. LaBeaud (lessee), for Citizens Savings Bank, owner.

SUBJECT—Application (decision of the acting borough superintendent) under section 7h of the zoning resolution, to permit in a business use district, for a term of two years the parking and storage of more than five motor vehicles.

REMISES AFFECTED—2475-2477 Eighth avenue, west side, 50 ft. south of West 133rd street (Block 1958, Lot 30), Borough of Manhattan.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (562-40-BZ)

WHEREAS, Hollie D. LaBeaud (lessee), for Citizens Savings Bank, owner, filed on May 24, 1940, an application under section 7h of the zoning resolution, to permit in a business use district for a term of two years, the parking and storage of more than five motor vehicles, affecting premises 2475-2477 Eighth avenue, west side, 50 ft. south of West 133rd street (Block 1958, Lot 30), Borough of Manhattan; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is dismissed for lack of prosecution.

1213-40-BZ

APPLICANT—William Shary, for 605 West 51st Street Corporation and Estate of Sarah Brooks, owners.

SUBJECT—Application (decision of the borough superintendent) under section 7g of the zoning resolution, to permit in an unrestricted use district, the erection and maintenance of a building to be used as a garage for more than five motor vehicles and also, as a motor vehicle repair shop; the plot in question is located within 200 ft. of a public park.

PREMISES AFFECTED—727-731 11th avenue, west side, 50 ft. 2½ in. south of West 52nd street (Block 1099, Lots 32, 33 and 34), Borough of Manhattan.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (1213-40-BZ)

WHEREAS, William Shary, for 605 West 51st Street Corporation and Estate of Sarah Brooks, owners, filed on December 23, 1940, an application under section 7g of the zoning resolution, to permit in an unrestricted use district, the erection and maintenance of a building to be used as a garage for more than five motor vehicles and also, as a motor vehicle repair shop; the plot in question being located within 200 ft. of a public park, affecting premises 727-731 Eleventh avenue, west side, 50 ft. 2½ in. south of West 52nd street (Block 1099, Lots 32, 33 and 34), Borough of Manhattan; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is dismissed for lack of prosecution.

59-41-BZ

APPLICANT—F. C. Witten, for Mutual Life Insurance Co., owner (C. S. Kampel, lessee).

SUBJECT—Application (decision of the borough superintendent) under section 21 of the zoning resolution, to permit in an unrestricted use district and also, upon a plot located upon a street between two existing streets on which there exists a hospital, the erection and maintenance of a gasoline and parking station.

PREMISES AFFECTED—1171-1185 York avenue and 437-443 East 63rd street, northwest corner (Block 1458, part of Lot 18), Borough of Manhattan.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (59-41-BZ)

WHEREAS, F. C. Witten, for Mutual Life Insurance Company, owner (C. S. Kampel, lessee), filed on January 21, 1941, an application to permit the erection and maintenance of a gasoline service station in an unrestricted use district and also upon a plot located upon a street between two intersecting streets upon which exists a hospital, affecting premises 1171-1185 York avenue and 437-443 East 63rd

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street, northwest corner (Block 1458, part of Lot 18), Borough of Manhattan; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is dismissed for lack of prosecution.

404-42-BZ

APPLICANT—Benjamin Braunstein, for Thomas Daly, owner.

SUBJECT—Application (decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—79-15 45th avenue, northwest corner of 80th street (Block 1525, Lot 44), Elmhurst, Borough of Queens.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (404-42-BZ)

WHEREAS, Benjamin Braunstein, for Thomas Daly, owner, filed on May 20, 1942, an application under section 7h of the zoning resolution, to permit in a residence use district for a term of two years, the parking and storage of more than five motor vehicles, affecting premises 79-15 45th avenue, northwest corner of 80th street (Block 1525, Lot 44), Elmhurst, Borough of Queens; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is dismissed for lack of prosecution.

APPEALS FROM ADMINISTRATIVE DECISIONS

719-42-A

APPLICANT—Godfrey E. Updike, for Isabelle L. Goldman, Anne E. Carroll, Arthur P. Carroll, Cecelia M. Manning, Marie L. Collins and Armand J. Carroll, owners.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—1360-1366 Fifth avenue and 1-3 West 113th street, northwest corner (Block 1597, Lot 33), Borough of Manhattan.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Laid over to March 2, 1943 at 2 P. M., on written request of applicant.

855-42-A

APPLICANT—Samuel Rosenblum, for Bartholomew Holding Corporation, owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—205-215 East 42nd street, north side, 80 ft. east of Third avenue and 204-210 East 43rd street (Block 1216, Lot 5), Borough of Manhattan.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Laid over to February 24, 1943 at 2 P. M., for further consideration by the Board.

595-42-S

APPLICANT—John Maynard, for Steinway and Sons, owner (General Aircraft Corp., lessee).

SUBJECT—Application reopened February 9, 1943—Variation of the labor law as cited in a decision of the fire commissioner (previously granted by the Board re 1st floor).

PREMISES AFFECTED—43-02 Ditmars boulevard, southwest corner of 45th street (Block 782, Lots 1, 2, 26, 47, and 48), Astoria, Borough of Queens.

APPEARANCES—

For Applicant: John Maynard.

For Administration: Thomas A. Larkin, Fire Department.

ACTION OF BOARD—Resolution amended.

THE VOTE TO AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum.....

Negative: Deputy Chief Gunn

THE RESOLUTION (595-42-S)

WHEREAS, John Maynard, for Steinway and Sons, owner (General Aircraft Corporation, lessee), filed on July 2, 1942, an application for variance of the requirements of the Labor Law as cited in a decision of the fire commissioner affecting premises 43-02 Ditmars boulevard, southwest corner of 45th street (Block 782, Lots 1, 25, 26, 47 and 48), Astoria, Borough of Queens; and

WHEREAS, the decision of the fire commissioner, dated July 24, 1942, reads:

"In response to your letters of June 10, 1942 and July 23rd, 1942, you are advised that an inspection has been made and due to conditions existing, your request for permission to allow smoking in certain portions of the building is denied."

and

WHEREAS, the applicant states that the building is 3 story and basement (18 ft.) in height and 180 ft. by approximately 500 ft. in area, of Class 1 construction, located in an unrestricted and business use district, erected about 1925, and occupied; basement, storage, welding, sand blasting and paint spraying, assembly and machine shop, 20 persons; first floor, painting, assembly, 250 persons, as proposed to be occupied: basement same 300 persons, first floor same 300 persons; that the building is equipped with a sprinkler system, standpipe system and fire drills maintained, and there are three 44 in. fire-proof interior stairways; and

WHEREAS, the applicant contends application is made for permission to smoke in the office portion of the first story as outlined on drawings filed with this application; that this plant is engaged in high priority defense work, and is operating 24 hours a day; that the office employees work long hours, and it is necessary to permit them to smoke, in order to relieve the strain and to obtain a greater degree of efficiency for the ultimate in production in the interests of National Defense; that the office portion, where permission to smoke is requested, is separated from the balance of the building by fire-proof construction, with all openings and partitions connecting to the factory portion of the building protected with fire-proof doors; that the office portion is adequately ventilated and contains no combustible material except correspondence, records, files, etc.; and

WHEREAS, this application was granted by the Board on July 28, 1942, the resolution reading as follows:

"Resolved, that the Board of Standards and Appeals does hereby make a variation in the requirements of the Labor Law, as cited in a decision of the fire commissioner, dated July 24, 1942, and that the application be and it hereby is granted, on condition that the requirements of the Labor Law and the Rules for Smoking in Factories adopted by this Board, shall be complied with in all respects, except that smoking may be permitted within the portion of the extension of the building on the first floor, as indicated on plans filed with this appeal, provided the openings from such office section to the main factory building shall be protected with fire

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proof, self-closing doors and fire doors, as indicated on such plan as filed, that nothing in this resolution shall be deemed to approve the occupancy of the number of persons herein set forth; that approval of such occupancy shall be obtained from the department of housing and buildings; that the fire equipment throughout shall be to the satisfaction of the fire commissioner; that this variance is granted only during the term of the present emergency and for one year thereafter."

nd
WHEREAS, the applicant requested an amendment of the resolution; and

WHEREAS, this application was reopened by vote of the Board on February 9, 1943, subject to usual procedure; and

WHEREAS, the decision of the fire commissioner dated January 8, 1943, reads:

"In response to your letter of January 5th you will be advised that your application for a permit to smoke in the basement of your premises, 43-02 Ditmars boulevard, Astoria, Long Island, must be denied for the reason that this section of your premises has not been included in a modification granted by the Board of Standards and Appeals under Cal. 595-42-S."

nd
WHEREAS, the applicant states the building is one story and basement in height, 180 ft. by 500 ft. in area; of Class construction; erected 1925; located in an unrestricted and business use district, and used and occupied as follows: basement, storage, welding, sand blasting, paint spraying, assembly, and machine shop, 700 persons; first floor, painting, assembly, and general offices, 700 persons; proposed to be used: basement, same, first floor, same; and occupied, basement, 750 persons; first floor, 750 persons. The building is equipped with a sprinkler system, standpipe system, interior fire alarm system and fire drills are maintained; that there are three 44 in. fireproof interior stairs in the building which extend to roof bulkhead but do not extend direct to street; and

WHEREAS, the applicant requests permission to smoke in the welding shops in the basement portion as outlined on drawings filed with this application; that the plant is working 20 hours a day as a prime contractor for the United States Army Air Corps; that the employees work a 10 hour shift and have no opportunity to relax and smoke; that it is necessary to provide these employees with two 10 minute rest periods during each shift which will afford them an opportunity to relax and smoke; that these periods of relaxation will increase the efficiency of the employees, thus furthering production; that the portion of the basement story where it is proposed to permit the smoking, as indicated on plans filed with this application, is used for welding shops and is equipped with fireproof floors and the entire area is sprinklered; that all openings to other sections of the building are protected with steel fire doors, walls separating the welding area from the balance of the plant are 12 in. brick; that this area contains 80 windows and that materials in this area consist mainly of steel tubing and fixtures are steel welding jigs.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted on July 28, 1942 by adding thereto:

"that the Board does hereby make a variation of the Smoking in Factory rules of the Board supplementing the Labor Law and that the decision of the fire commissioner, dated January 8, 1943 is hereby modified and the application to smoke in the basement is hereby granted on condition that the premises shall be maintained as proposed, and no smoking within the basement shall be permitted, except during the ten minute rest periods, provided during such rest periods no welding or other open flames are being maintained, and no other work including spraying is carried on; that in no event shall smoking be permitted within 50 ft. of the spray booth whether same is in operation or not; that this portion of the basement floor shall be clearly marked so as to give notice that no smoking shall be permitted within

50 ft. of the spraying booth; that guards or monitors shall be appointed to supervise the smoking, and adequate incombustible receptacles shall be provided; that this variance shall continue only during the term of the present emergency; that in all other respects, the requirements of this resolution as adopted July 28, 1942, and permitted as of this date shall be complied with; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto, other than as modified under this calendar number and under Cal. Nos. 579-42-A and 62-43-A; that a Certificate of Occupancy shall be obtained."

770-42-A

APPLICANT—Harold Wyman, for Minnesota Mining and Manufacturing Company, owner.

SUBJECT—Appeal from decisions of the fire commissioner re packaging, storage and distribution of combustible mixture known as "3M Wax Finish" in one gallon glass bottles (capacity of bottles not in conformity with Administrative Code specifications).

APPEARANCES—

For Applicant: Harold Wyman.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (770-42-A)

WHEREAS, Harold Wyman for Minnesota Mining and Manufacturing Company, filed November 2, 1942, an appeal from a decision of the fire commissioner, relating to the packaging of a combustible mixture known as 3M Wax Finish in one gallon glass bottles and inflammable mixtures in one pint, one quart and one gallon glass containers; and

WHEREAS, the decision of the fire commissioner, dated October 30, 1942, reads:

In reply to your letter of October 22, 1942, we are quoting herewith our communication of July 27, 1942, denying your request to pack inflammable and combustible mixtures in glass bottles:

"Acknowledge receipt of your letter of the 27th inst. and please be advised that your request for permission to pack and fill combustible mixtures in one-gallon glass bottles, and the inflammable mixtures in one-pint, one-quart and one-gallon glass bottles is hereby denied, as per Section C19-59.0 and Section C19-62.0 of the Administrative Code of the City of New York."

and

WHEREAS, the applicant states that it is proposed to package combustible mixtures known as 3M Wax Finish in one gallon glass bottles, weighing 42 ounces, having a capacity of 128 ounces, as indicated on drawing filed with this appeal marked "Received November 2, 1942, Drawing No. C8707" for 33 mm. glass jug, such jugs to be equipped with metal enclosure cap of black plate, 80 gauge, equipped with Pulp and Vinylite liners, approximately .050 thick, consisting of a Vinylite coated paper adhered to pulp board and pulp and oil liners approximately .050 thick consisting of an oil varnish paper bonded to pulp; that the gallon jugs will be packed in individual corrugated paper containers and four such individual containers and jugs will be packed to a corrugated paper shipping container; and

WHEREAS, the applicant contends that the one gallon glass jars which it is proposed to use, are manufactured by Anchor Hocking Glass Corporation, Lancaster, Ohio, as indicated on drawings filed with this appeal, and shipping cartons used will be as shown on photographs filed with this appeal; that 3M Wax Finish is classified by the Fire Department as a combustible mixture and bears certificate of approval No. 933; that the request to package this

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material in glass containers of one gallon capacity is made only for the duration of the present emergency, due to the fact that the War Production Board has ordered the discontinuance of metal containers for the packaging of this material; that 3M Wax Finish is a semi-liquid floor wax composed of vegetable and mineral waxes and petroleum thinners such as oleum spirits and VMP Naptha; and

WHEREAS, applicant has filed a copy of Report No. 42-37 of the Preston Laboratories, indicating the results of tests made on the proposed containers.

Resolved, that the decision of the fire commissioner, dated October 30, 1942, be and it hereby is *modified* and that the appeal be and it hereby is *granted*, to permit the product known as 3M Wax Finish, now certified by the Fire Department as a combustible mixture under Certificate of Approval No. 933, to be marketed in glass jugs as proposed, with capacity of approximately one gallon, on condition that such jugs shall bear the labels required by the Administrative Code, and worded to the satisfaction of the fire commissioner; that this variance shall be for a term of six (6) months, subject to renewal with the approval of the Board, and pending application to be filed with the Anchor Hocking Glass Corporation for general test and approval of glass bottles and glass containers of various sizes.

815-42-A

APPLICANT—Robert D. Kohn and John J. Knight, for R. H. Macy Co., Inc., owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—47-09 30th (Orton) street, southeast corner of 47th (Nelson) avenue (Block 283, Lots 1 and 38), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: John J. Knight.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (815-42-A).

WHEREAS, Robert D. Kohn and John J. Knight, for R. H. Macy Co., Inc., owner, filed November 17, 1942 an appeal from a decision of the borough superintendent affecting premises 47-09 30th (Orton) street, southeast corner 47th (Nelson) avenue (Block 283, Lots 1 and 38), Long Island City, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated October 27, 1942 on Alt. Applic. 1149-42 reads:

"17. The shed fronting 30th Place, erected under amendment to N.B. 6168-1919, can not be extended over the adjoining loading platform, unless the extension is enclosed by fire walls and exterior masonry walls. (Sec. 4.2.3b.) The masonry partition at the edge of the platform is not the equivalent of a fire wall.

18. A sprinkler system must be installed in the non-fireproof building fronting 30th street, erected under N.B. application 6168-1919 (sec. 72L—former Building Code).

5. The stairway in the 2 story non-fireproof building facing 30th st. must be properly enclosed and lead directly to the street (sec. 270 Labor Law).

and

WHEREAS, the applicant states that the building is 1, 2 and 6 stories (70 ft. 3 in.) in height, 382 ft. ½ in. by 94 ft. ¾ in. in area at 1st floor—138 ft. 3½ in. by 94 ft. ¾ in. in area at typical floor, of class 1 construction (6

story portion) and class 3 (1 and 2 story portion) construction, equipped with a 4 in. standpipe in the 6 story portion, erected in 1919, 1920 and 1925, located in an unrestricted use district and used and occupied as follows: 1st floor—warehouse, pipe shop and crane shed; 2nd to 6th floors inclusive—warehouse; proposed to be used and occupied as follows: 1st floor—receiving, shipping, storage, mattress manufacturing—80 persons; 2nd floor—manufacturing drugs, lockers and storage—37 persons; 3rd floor—drug manufacturing—37 persons; 4th floor—manufacturing drugs—31 persons; 5th floor—laboratory and manufacturing drugs—20 persons; 6th floor—coffee grinding and storage—12 persons; and

WHEREAS, Order 92660-LC was issued by the fire commissioner August 4, 1942, requiring that a Certificate of Occupancy be obtained authorizing the use of the premises for a mattress factory; and

WHEREAS, the applicant contends that R. H. Macy & Co. Inc., who had occupied for manufacturing purposes, the premises at 184-120 Jamaica avenue (Fulton street) under lease for a term of years, were notified on April 9, 1942 by the Federal Government through the Defense Plant Corporation to vacate these premises with all possible speed—that the only premises adaptable for their purposes on short notice were on their own property in L. I. City; that these were a six story reinforced concrete structure and a one and two-story non-fireproof structure adjoining; that these buildings front on 30th street and a crane shed, open to the street, part of the one-story structure, extends through to 30th place; that there are no cellars or basements in any of these buildings; that in order to get these buildings ready in a hurry so as to move out of the structure requisitioned by the Government, certain changes had to be made that they were made as best they could under the circumstances and we herewith respectfully petition the Board for relief from the hardships which would be imposed in meeting the requirements of the Superintendent of the Building Dept., Borough of Queens, set forth in the objections, item Nos. 5, 17 and 18 on file; that the two-story, non-fireproof structure immediately adjoins to the south the six-story, reinforced concrete building from which it is separated by a fire wall with the usual fire wall opening protection; that it is also separated from the one story, non-fireproof structure by a fire wall with openings similarly equipped; that a new steel stair was installed in this two-story section from the 2nd floor, to 1st floor with egress through the fire wall at 1st floor level into the six-story concrete building; that the stairway is enclosed in the 1st story with 4 in. terra cotta walls; in the 2nd story the stairs terminate in a connecting corridor, the walls of which are part brick and part stud and sheet rock; the 2nd floor is used as a label storage room, a women's locker and rest room and a men's lockerroom; that no factory work is performed in this building; that if this building should be classed as factory, it is not believed the factory labor laws would require this stair to be enclosed, except under specific conditions that do not apply in this case; that it is therefore asked that this stairway and its enclosures as constructed, be accepted as a vertical means of exit, due to the hardships involved in providing direct egress to the street; that in view of the fact there are 2 horizontal exits and 1 vertical exit from the 2nd floor, it is believed there is no hazard to occupants involved; that the 1-story structure, a building with an area of 14,500 sq. ft. is legal, since it complies with the laws in force at the time it was built, as substantiated by Certificate of Occupancy 1419, issued October 22, 1920 on Applic. 6168-19; that it apparently was accepted under Board of Standards and Appeals' Resolution 17, 1920-S; that the Board of Hazardous Trades, resolution of June 30, 1939, referring to the storage of baled or loose combustible fibres, exempt one and two story buildings from the requirement of installing sprinkler systems in such buildings; that therefore it is requested to be relieved from compliance with the order to install an approved automatic sprinkler system, which it is to be noted, could not be done anyhow under W.P.B. rulings; that in order to provide

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ditional area required for storage of materials and shipping, a new wall was constructed along the edge of the ding platform parallel to the railroad siding, as called under the original plans; that the new wall was planned to enclose that part of the platform protected by the original shed roof construction; that it finishes against the underside of roof with returns to the main building at its base; that the old supporting wall at the edge of the platform is of reinforced concrete and is a retaining wall supported at twenty-foot intervals by piles; that since no water load could be imposed on these piles, we constructed an 8 in. hollow cinder block, non-bearing wall to enclose the area; that it has steel sash (wire glass) windows in the area indicated, to reduce the load to the minimum; that the wall is braced at intervals at mid-height by angle braces or struts on twenty-foot centers, attached to the bottom chord of trusses; that two ½ in. round rods, attached to the braces or struts, run the entire length of the wall and are imbedded in the wall at a joint; that two ½ in. round rods are also attached to the bottom chord of the trusses and run the entire length of wall and are similarly imbedded; that the wall is also supported or buttressed by the walls of the hair-picking room at about the center of its length; that it is contended that this added area is in fact a one-story building wherein 8 in. walls are permissible; that the wall is amply secured by the substantial bracing, in fact of extra thickness which would have added a weight impossible to carry; that it therefore is requested that the appeal be granted, since the construction as carried out is safe, was not done to save money and is the best that could be done expeditiously to meet an emergency order of the United States Government.

Resolved, that the decision of the borough superintendent, Alt. Applic. 1149-42, be and it hereby is *modified* and that the appeal be and it hereby is *granted* as to Objection 1 on condition that the building shall be constructed and maintained substantially as proposed; the braces supporting the proposed cinder block wall shall be fireproofed in accordance with the Code requirements; as to Objection 18, that either a sprinkler system or a subdividing fire wall shall be constructed, to divide the space into areas as permitted under the present Building Code; as to Objection 5, that the conditions as to exit may be maintained, provided the height in this portion shall not be increased in height of the area, and maintained as proposed and the exit through the six story building, as shown, shall be continued, as well as the horizontal exit to the one story building; that such openings shall be protected by door assemblies meeting the requirements of the Code therefor for such openings; that in all other respects, the buildings, and occupancy shall comply with all laws, rules and regulations applicable thereto as modified by the Board under calendar number 975-38; that a certificate of occupancy shall be obtained.

849-42-A
APPLICANT—Robert D. Kohn, for Society for Ethical Culture of the City of New York, owner.
SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—West side of Fieldston road, 654.5 ft. north of West 238th street (Block 3414-H Lot 1), Borough of The Bronx.

APPEARANCES—
 For Applicant: John J. Knight.
 For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—
 Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
 Negative 0

THE RESOLUTION (849-42-A)

WHEREAS, Robert D. Kohn, for Society for Ethical Culture of the City of New York, owner, filed on December 4,

1942, an appeal from a decision of the borough superintendent, affecting premises: west side of Fieldston road, 654.5 ft. north of West 238th street (Block 3414-H, Lot 1), Borough of The Bronx; and

WHEREAS, the decision of the borough superintendent dated December 1, 1942, on amendment to P & D Applic. 1131-41 reads:

"4. Indirect connection of proposed fixtures is contrary to Sections 14.2.1, 14.9.22 and 14.10.1 of the Building Code."

and

WHEREAS, the applicant states that the building is 2½ stories (40 ft.) in height, 122 ft. 8 in. by 59 ft. 6 in. in area, of construction similar to Class 2 construction, except for a non-fireproof roof, equipped with a standpipe system, erected in 1927 and 1928, located in a residence use, B area district and used and occupied as follows: 1st floor, class rooms, 80 persons; 2nd floor, class rooms, 160 persons; 3rd floor, study room, 20 persons; proposed to be used and occupied as follows: 1st floor, same; 2nd floor, same; 3rd floor, study rooms, 40 persons; and

WHEREAS, the applicant contends that this appeal relates to the Kelly Memorial Laboratory (Biological) located in the middle school building which is one of a group of seven built in 1928 on these premises; that the buildings are generally 2½ stories in height, constructed fire-resistive, using junior beams with Hyrib arches and metal lath and plaster ceilings; that the roof construction is non-fireproof; that a biological laboratory has been installed in the attic space and plans approved under Alt. Applic. 782-41; that the tables required for the laboratory are of the flat-top design in which sinks 10 in. by 14 in. in size, individually trapped, have been set; that it is proposed to connect these sinks, discharging the waste indirectly over and into a slop sink on the 1st floor; that under certain conditions the Code permits plumbing fixtures to waste indirectly; that it is requested, the owner be permitted to use the indirect method for the laboratory sinks in question in order to make a workmanlike job; that there are no dangers involved in any respect and it would be a hardship to connect them up in any manner.

Resolved, that the decision of the borough superintendent on P & D Applic. 1131-41, Objection 4, be and it hereby is *modified* and that the appeal be and it hereby is *granted* on condition that in all other respects, the plumbing and drainage shall comply with all laws, rules and regulations applicable thereto; that this variance shall continue only so long as the premises are occupied as proposed.

903-42-S

APPLICANT—Irving Kudroff (for Maximilian Zipkes and Irving Kudroff), for Broadway Savings Bank, owner.

SUBJECT—Variation of the labor law as cited in a decision of the acting borough superintendent.

PREMISES AFFECTED—829-845 Eagle avenue, west side, 50 ft. north of East 159th street (Block 2619, Lot 27), Borough of The Bronx.

APPEARANCES—
 For Applicant: Irving Kudroff.
 For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—
 Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
 Negative 0

THE RESOLUTION (903-42-S).

WHEREAS, Irving Kudroff (for Maximilian Zipkes and Irving Kudroff), for Broadway Savings Bank, owner, filed December 28, 1942, an application for variation of the Labor Law as cited in a decision of the acting borough superintendent; premises 829-845 Eagle avenue, west side,

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50 ft. north of East 159th street (Block 2619, Lot 27), Borough of The Bronx; and

WHEREAS, the decision of the acting borough superintendent, dated December 8, 1942, re Alt. Applic. 600-42, reads:

"5: Two lawful means of egress should be provided from each floor as per Section 270 Labor Law. The ramp is not acceptable."

and

WHEREAS, the applicant states that the building is one story and basement (30 ft.) in height, 164.8 ft. by 100 ft. in area; Class 1 construction; erected in 1928; located in an unrestricted use district; occupied: Cellar, boilerroom, no persons; basement, public garage for more than 5 cars; 1st floor, same, 5 persons per story; proposed to be occupied: Cellar, same; basement, same; 1st floor, factory, 50 persons; that the building is equipped with one interior stairway 5 ft. 2 in. wide of steel and cement treads, enclosed in 6 in. terra cotta blocks, equipped with fireproof doors and leading from 1st floor directly to street, and one interior ramp leading directly to street; and

WHEREAS, the applicant contends that the egress from basement is by means of ramps to street; that egress from 1st floor is by means of a 5 ft. 2 in. wide stairway on the south side of the building of fireproof construction, leading directly to street and a ramp on the north side of the building leading directly to street; that this ramp is now enclosed by a fireproof partition from ramp floor to ceiling of basement and will be enclosed at 1st floor with 6 in. terra cotta partition equipped with one hour, self-closing doors swinging out; that the door at the bottom of ramp will be arranged to swing in the direction of egress; that the ramp is constructed of reinforced concrete arches, having a rough cement finish, is 17 ft. wide and set at about 10% grade; that this condition is more desirable than the 3 ft. 8 in. wide stairway required by the labor law; that it is proposed to omit the construction of the new stairway, to avoid unnecessary use of labor and critical material, in accordance with the requirements of the War Production Board.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the requirements of the Labor Law as cited in a decision of the acting borough superintendent on Alt. Applic. 600-42, Objection 5, and that the application be and it hereby is *granted on condition* that the existing enclosed stairway as shown, may be accepted as the primary means of exit, provided the doors comply with the requirements and open in the direction of exit; that the existing ramp shown from first floor to street, shall be provided with steps for a width of not less than 3 ft. 8 in. and protected with a railing; that there shall be no opening between the basement floor, which is proposed to be continued as public garage for more than five cars, and the first floor under appeal; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto and that a certificate of occupancy shall be obtained.

24-43-S

APPLICANT—Brown and Matthews, Inc., for Defense Plant Corp., owner (Ranger Aircraft Engines, Division of Fairchild Aircraft Engineering Corp., lessee).

SUBJECT—Variation of the labor law as cited in a decision of the acting borough superintendent.

PREMISES AFFECTED—184-10 Jamaica avenue, south side, 411 ft. east of 183rd street (Block 10352, Lots 70 and 71), Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: Alfred Shaknis.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.

Negative

THE RESOLUTION (24-43-S)

WHEREAS, Brown and Matthews, Inc., for Defense Plant Corporation, owner (Ranger Aircraft Engines, Division Fairchild Aircraft Engineering Corp., lessee), filed January 15, 1943, an application for variation of the labor law as cited in a decision of the acting borough superintendent, premises, 184-10 Jamaica avenue, south side, 411 ft. east of 183rd street (Block 10352, Lots 70 and 71), Jamaica Borough of Queens; and

WHEREAS, the decision of the acting borough superintendent on Alt. Applic. 1168-42, dated December 29, 1942, reads:

"1. The erection of frame partitions in a fireproof factory building, contiguous to rooms where manufacturing is carried on, is contrary to sec. 270, subsection of the Labor Law."

and

WHEREAS, the applicant states that the building is 6 stories and penthouse (64 ft.) in height, 140 ft. by 247 ft. in area, Class 1 construction; erected in 1922 and 1923; located in an unrestricted use district and occupied: Cellar, storage, 15 persons; 1st to 5th floors, factory, 195 persons; on the 1st floor, 210 on each of the 2nd to 5th floors, inclusive; penthouse, factory, 130 persons; proposed to be used and occupied: Cellar, storage, 35 persons; 1st to 5th floors, manufacturing metal parts, 75 persons on the 1st floor; 75 persons on the 2nd floor; 90 on the 3rd floor; 125 on the 4th floor; same on the 5th floor; penthouse, office; storage, 75 persons; that the building is equipped with sprinkler system, standpipe system, interior fire alarm system and fire drills are maintained; that there are three 3 ft. 8 in. fireproof stairs in the building which extend to roof by bulkhead and one of which extends to street; two extend to court facing street and that there are horizontal exits on 1st, 2nd and 3rd floors; and

WHEREAS, the applicant contends that the building owned by the Defense Plant Corporation and leased to Ranger Aircraft Engineering Corporation for the manufacture of vital war products; that the plans filed with Borough Superintendent originally specified partitions of steel construction, but due to Defense Plant Cor. Circular No. 94, the use of steel was prohibited; that inasmuch as the partitions were required to be of the removable type they could not be built of masonry or similar material; that the partitions are constructed with plywood base 4 in. high with wire mesh above and wood partition 7 ft. 1 in. high with removable door sections and a limited amount of wood and sheet rock partitions; that these partitions are used throughout the various floors, to enclose the various floor areas; that in view of the fireproof construction of the building and its protection with sprinklers and alarm system, it is requested that a variance be granted to permit the acceptance of the emergency construction proposed; and

WHEREAS, Certificate of Occupancy Q20270 issued January 11, 1941, permitted the use of the building throughout the year 1941, with 80 persons on the 1st floor; 25 on the 2nd floor; 20 on the 3rd floor; 60 on the 4th floor; 106 on the 5th floor and 8 on the penthouse.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* of the requirements of the Labor Law as cited in the decision of the acting borough superintendent as to Alt. Applic. 1168-42 and that the application be and it hereby is *granted* as to Objection 1 *on condition* that the partitions as proposed, shall be continued only during the term of the present emergency certificate for not over one year thereafter; that no additional combustible partitions shall be installed other than those indicated on plans filed with this application; that the sprinkler, standpipe and interior fire alarm systems and fire drill

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maintained to the satisfaction of the fire commissioner; a new certificate of occupancy shall be obtained to record C.O. Q20270, to cover the present use and to record full number of persons per floor based on the exits and advance for sprinkler system and fire alarm system and drill, if maintained; that such portable fire extinguishers shall be maintained as the fire commissioner shall direct; in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable other than as modified by the Board under Cal. No. 356-42-A.

43-A

APPLICANT—Henry J. Nurick, for Rogers Diesel and Aircraft Corporation, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—1134 Leggett avenue, southwest corner of Truxton street (Block 2606, Lot 230), Borough of The Bronx.

APPEARANCES—

For Applicant: Henry J. Nurick and Sidney H. Kitzler.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

RESOLUTION (33-43-A)

WHEREAS, Henry J. Nurick, for Rogers Diesel and Aircraft Corporation, owner, filed on January 19, 1943, an appeal from a decision of the borough superintendent, affecting premises 1134 Leggett avenue, southwest corner Truxton street (Block 2606, Lot 230), Borough of The Bronx; and WHEREAS, the decision of the borough superintendent dated December 22, 1942, on amendment to Misc. F. O. lic. 62-42 reads:

"7. Size of auxiliary tanks limited to 60 gallons as per Rule 2.3.1. of the Oil Burner Rules. Reconsideration denied."

WHEREAS, violation 1788-42 was issued June 20, 1942 for violation of Section C26-183 of the Administrative Code for occupying the premises without obtaining a Certificate of Occupancy; and

WHEREAS, the applicant states that the building is 1 and 1/2 stories (20 ft.) in height, 125 ft. by 219 ft. 10 in. in area, of Class 1 construction equipped with a standpipe system erected 1926, located in an unrestricted use district and used as follows: cellar, boiler room, 2 persons; 1st floor, manufacturing Diesel engines, 250 persons; mezzanine, manufacturing Diesel engines, 75 persons; 2nd floor, offices, 100 persons; that no change in use or occupancy is proposed;

WHEREAS, the applicant contends that the Oil Burner Rules permit the installation of a 60 gallon auxiliary tank or two 60 gallon auxiliary tanks; that the owner found it essential and essential to install the 275 gallon auxiliary tank and approval of such installation is respectfully requested. WHEREAS, the decision of the borough superintendent, Misc. F. O. Applic. 62-42, Objection 7, be and it hereby is *granted* and that the appeal be and it hereby is *granted on condition* that not more than one auxiliary tank shall be installed; that such tank shall be installed outside of the building, as indicated on plan marked "Received February 1943;" that such tank shall be protected with an enclosure that may be approved by the borough superintendent, constructed of incombustible materials; that the valves and pipes and other equipment, as indicated on such plan, shall be installed; that the distribution piping and valves shall be maintained to the satisfaction of the Fire Commissioner; that portable fire fighting appliances shall be maintained

both in such enclosure within the building, as the fire commissioner shall direct; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto, other than as modified by the Board under Cal. 490-28-A; and that the standpipe system shall be maintained to the satisfaction of the fire commissioner.

62-43-A

APPLICANT—John Maynard, for Steinway and Sons, owner (General Aircraft Corporation, lessee).

SUBJECT—Appeal from an order of the fire commissioner.

PREMISES AFFECTED—43-02 Ditmars boulevard southwest corner of 45th street (Block 782, Lots 1, 25, 26, 47 and 48), Astoria, Borough of Queens.

APPEARANCES—

For Applicant: John Maynard.

For Administration: Thomas A. Larkin, Fire Dept.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (62-43-A)

WHEREAS, John Maynard, for Steinway and Sons, owner (General Aircraft Corporation, lessee), filed February 11, 1943, an appeal from an order of the fire commissioner affecting premises 43-02 Ditmars boulevard, southwest corner of 45th street (Block 782, Lots 1, 25, 26, 47 and 48), Astoria, Borough of Queens; and

WHEREAS, Order 93903-LC, issued by the fire commissioner, January 27, 1943, reads:

"You are hereby notified that an inspection of the above premises used to store lacquer, etc. shows that the following must be done before the permit requested by you can be issued:

5. Discontinue the maintenance of any open flames within floor area where spray coating is carried on, or separate said open flames or sparking device by partitions constructed of fireproof or fire-resisting material. Rule 6.1.8."

and

WHEREAS, the applicant states that the building is one story and basement; 180 ft. by approximately 500 ft. in area; of Class 1 construction; equipped with a sprinkler system, standpipe system, erected 1925; located in an unrestricted and business use district and occupied as follows: basement, storage, welding, sandblasting, paint spraying, and assembly machine shop, 700 persons; first floor, painting, assembly and general offices, 700 persons; that it is proposed to be occupied: basement, same, 750 persons; first floor, same, 750 persons; and

WHEREAS, the applicant contends that the spray booth is constructed of heavy gauge galvanized iron and is 15 ft. wide, 30 ft. deep, 9 ft. 6 in. high; that this booth is used to prime fuselages and parts with zinc chromate; that the booth is a tunnel type booth with water curtain across the end where the exhaust ducts are located; that the air is exhausted through three 24 in. galvanized iron ducts extended through the windows and to a point above the roof level; that three fans draw approximately 12,000 cubic feet of air per minute through these exhaust ducts; that it is proposed to provide two explosion-proof limit switches from which the spray guns will be suspended; that these switches will automatically turn the fans on as soon as the spray guns are used; that these switches will be installed as soon as they can be delivered, which will be approximately six to eight weeks; that the north side of the booth is protected by 12 in. brick fire wall equipped with steel covered fire doors; that on the south side of the booth, there is no welding within 50 ft. of the booth; that it is impractical to build a fire resisting or fireproof partition on the south side of the booth, as it will be impossible to move large fuselage sections measuring over 25 ft. long

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and 6 ft. square in and out of the booth; that the booth contains 6 sprinkler heads inside and a similar number between the top of the booth and the ceiling and that the entire area has a fireproof floor and is adequately sprinklered and well ventilated by windows.

Resolved, that the order of the fire commissioner, Order 93903-LC, Objection 5, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that no open flame shall be maintained within 50 ft. of the spraying booth; that plans shall be filed, for approval by the Borough Superintendent, for spray booth in question; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto, other than as modified by the Board under Cal. 579-42-A and 595-42-S.

64-43-A

APPLICANT—Joseph Harber, for Glidden Buick Corporation, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—3261-3275 Broadway, northwest corner of West 131st street (Block 1998, Lot 29), Borough of Manhattan.

APPEARANCES—

For Applicant: Alfred T. Vail and Joseph Harber.
For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (64-43-A)

WHEREAS, Joseph Harber, for Glidden Buick Corporation, owner, filed February 15, 1943, an appeal from a decision of the borough superintendent, affecting premises 3261-3275 Broadway, northwest corner of West 131st street (Block 1998, Lot 29), Borough of Manhattan; and

WHEREAS, the decision of the borough superintendent dated February 5, 1943 on B.N. 180-43 reads:

"1 Wooden fence on roof contrary to Sec. 10.12.1 B.C."

and

WHEREAS, the applicant states that the building is 4 stories (60 ft.) in height, 199 ft. 10 in. by 100 ft. in area, of class 1 construction, erected in 1920, equipped with a sprinkler system and standpipe system, located in an unrestricted use district and occupied as follows: cellar—garage—50 persons; 1st floor—garage, office, showrooms and manufacturing—65 persons; 2nd floor—garage and factory—64 persons; 3rd floor—garage and repair shop—64 persons; 4th floor—repair shop and manufacturing—75 persons; that Certificate of Occupancy 2427 was issued December 15, 1920, permitting the use of the building as follows: basement—garage; 1st floor—garage, office and showrooms; 2nd floor—garage; 3rd floor—garage; 4th floor—repair shop; and

WHEREAS, it is proposed to erect a wooden man-proof fence on the roof of the building parallel to and 5 ft. east of the westerly lot line and at the north end of the building, as indicated on plans filed with the borough superintendent on B.N. Applic. 180-43; and

WHEREAS, the applicant contends that the proposed fence has been ordered built by the Plant Protection Division of the U. S. Army to prevent saboteurs from coming from the adjacent roof to the premises in question; that the proposed fence will be constructed of wood, as the W.P.B. has refused to issue a priority for the use of steel for its construction, and it is therefore respectfully requested that the Board grant a variance to permit the erection of the fence as proposed; and

WHEREAS, the applicant has filed a copy of the recommendation of the U. S. Army Air Force requiring the erection of the fence in question.

Resolved, that the decision of the borough superintendent as to Bldg. Notice 180-43, be and it hereby is *modified* that the appeal be and it hereby is *granted*, as to Objection 1, *on condition* that the fence as proposed, shall continue only during the term of the present emergency and for not over six months thereafter; that upon end of such term, such fence shall be entirely removed.

65-43-S

APPLICANT—Lauritz Lauritzen, for Augusta Reilly, owner (Bowman-Durham-Robbins, Inc., lessee).

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—603-613 Bergen street, north side, 375 ft. west of Vanderbilt avenue (Block 1137, Lots 71, 73, and 69); (2nd floor), Borough of Brooklyn.

APPEARANCES—

For Applicant: Lauritz Lauritzen.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn..
Negative

THE RESOLUTION (65-43-S)

WHEREAS, Lauritz Lauritzen, for Augusta Reilly, owner (Bowman-Durham-Robbins, Inc., lessee) filed on February 16, 1934, an application for variation of the requirements of the Labor Law as cited in a decision of the borough superintendent, affecting premises 603-613 Bergen street, north side, 375 ft. west of Vanderbilt avenue (Block 1137, Lots 71, 73 and 69), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent dated February 16, 1943, on Alt. Applic. 181-43, affecting premises 603 to 609 Bergen street, reads:

"4. Exits from the 2nd floor do not comply with Labor Law Section 270. On each side of the horizontal exit there should be a stair enclosed in 3 hr. partitions, leading directly to the street, extending to roof, at least 3 ft. 8 in. in clear width, and with all doors in enclosure one hour fire doors at least 3 ft. 8 in. wide."

and

WHEREAS, the applicant states that 603 to 605 Bergen street is two stories in height; 50 ft. by 102 ft. 6 in. in area, of Class 1 construction; located in a business use district, erected 1915, and used as follows: first story, garage for more than five motor vehicles; second story, storage; proposed to be used and occupied: first floor, storage; second floor, light manufacturing, 30 persons; that the building is equipped with one interior stairs leading from second story direct to street, enclosed with 6 in. terra cotta blocks at first story and a fire escape at rear, leading from second story to rear yard by fixed iron stairs; that No. 607 to 609 Bergen street is two stories in height; of Class 1 construction, 50 ft. by 102 ft. 6 in. in area; located in a business use district; erected 1916, and used and occupied as follows: first floor, manufacturing rope, 30 persons; second floor, office, 10 persons; that it is proposed to be used as follows: first floor, manufacturing rope, 30 persons; second floor, office, 10 persons; that this building is equipped with one interior stairs leading from roof bulkhead to street, enclosed in four in. terra cotta blocks at first floor and with vertical stud wire lath and plaster partitions at second floor equipped with one hour self-closing fireproof doors; that this building is also equipped with an open accommodation stairs of vertical construction leading from first to second story; and

WHEREAS, it is proposed to provide new horizontal closing in fire wall at rear of first story to connect Nos. 603 to 605 Bergen street and 607 to 609 Bergen street and to

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de horizontal opening at the front of second story to connect these two buildings and to operate Nos. 603 to 605, 607-609 and 611 to 613 Bergen street jointly for manufacturing purposes; that the area of manufacturing will not exceed as permitted in a business use district by the zoning resolution; that the building No. 611 to 613, was previously permitted to be used for manufacturing purposes by the Board of Standards and Appeals under Cal. 858-41-S and 3-17-BZ; and

WHEREAS, the applicant contends that all horizontal exits will be equipped with approved 3 hour opening protective assemblies; that existing fire escapes at rear of No. 603 to 605 and 611 to 613, will be maintained, with egress from the termination thereof in the rear yard through premises adjoining in the rear and fronting on Dean street, permission for which egress has been filed with the borough superintendent as required by the Board under Cal. 858-41-S; that the entire premises throughout will be used by one lessee for the manufacture of canvas and rope products under contract with the United States Government for war purposes. *Resolved*, that the Board of Standards and Appeals does hereby make a variation in the requirements of the Labor Law, as cited in a decision of the borough superintendent, dated on Alt. Applic. 181-43, and that the application be granted it hereby is granted, as to Objection 4, on condition that the buildings in question at 603-605 and 607-609 Bergen street shall be occupied by one concern and in conjunction with the adjoining building to the east at 611-613; that the existing means of exit as shown shall be maintained, including the fire escape at the rear of 603-605 and the fire escape at 611-613; that the fire escape at 611-613 shall extend to the roof; that the enclosed stairway in 607-609 shall be maintained to the roof; that a vertical ladder from the one-story roof at 607-609 to rear yard shall be installed and maintained; that door openings shall be constructed from the buildings at 603-605 and 611-613 opening upon the roof of the one-story portion of 607-609; that such openings shall be in the side walls toward the rear; that a certificate of occupancy shall be obtained for the use of the three buildings proposed; that in all other respects, the buildings shall comply with all laws, rules and regulations applicable thereto, including the requirements of the zoning resolution as modified by the Board under Cal. 223-17-BZ, to permit manufacturing use in place of garage use and as modified by the Board under Cal. 858-41-S affecting the building at 611-613.

38-S

APPLICANT—M. Reiss and Son, for Joseph M. Reiss, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Variation of the labor law as cited in an order and a decision of the fire commissioner.

REMISES AFFECTED—124-128 Stuyvesant avenue and 331-337 Van Buren street, northwest corner (Block 1610, Lot 49), Borough of Brooklyn.

APPEARANCES—

For Applicant: S. W. Reiss.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (5-38-S)

WHEREAS, Joseph M. Reiss, for M. Reiss and Son, owner, filed January 5, 1938, an application for variation of the Labor Law, as cited in an order and a decision of commissioner of buildings, affecting premises 124-128 Stuyvesant avenue and 331-337 Van Buren street, northwest corner (Block 1610, Lot 49), Borough of Brooklyn; and WHEREAS, the order of the commissioner of buildings, dated March 22, 1937, re Order 15316-L.D., reads:

"1. Arrange iron bars and iron screens on windows so as to be readily movable or removable from both sides in such a manner as to afford the free and unobstructed use of such windows for the purpose of egress."

and

WHEREAS, the decision of the commissioner of buildings, dated December 31, 1937, reads:

"In reply to your letter of December 30th, 1937, advising that you intend to appeal from requirements of Order 15316-L.D. and that you are unable to do so due to the fact that the Board of Standards and Appeals will not accept an appeal for the reason that the time limit, thirty (30) days, had elapsed, and request dismissal and re-issuance of the above order.

You are advised that the order cannot be dismissed or re-issued. Therefore, your request is denied."

and

WHEREAS, the building is three stories and basement in height of non-fireproof construction, 62 ft. 6 in. by 75 ft. in area, erected in 1908, occupied as follows: Cellar—manufacture of face creams, 2 persons; 1st floor—manufacture of underwear, 25 persons; 2nd floor—manufacture of coats and suits, 20 persons; 3rd floor—manufacture of knit wear, 4 persons; for which no certificate of occupancy has been issued; that there are six barred windows affected, located on the basement story; and

WHEREAS, the applicant contends that there are six unbarred windows on the basement story in addition to two regular exits shown on the plans; that there are but two persons located on the basement story; that a valuable stock of merchandise is carried on the first floor and several years ago the owner sustained a terrific loss through burglary and for that reason the owner is reluctant about placing the remaining iron bars on hinges and in view of this fact that there is sufficient means of egress for the number of persons occupying the basement story and that a hardship would result to the owner if the order had to be complied with and it is respectfully requested a variation be granted so as to accept the existing conditions; and

WHEREAS, this application was granted by the Board on January 18, 1938, the resolution reading as follows:

"Resolved, that the Board of Standards and Appeals does hereby make a variation from the requirements of the Labor Law, and that the application be and it hereby is granted as to order of the commissioner of buildings, No. 15316-LD, on condition that the windows in the cellar story now arranged to be openable as indicated on plans filed with this application, shall be so maintained at all times, while the cellar story is being occupied and that in all other respects all laws, rules and regulations applicable to this building and its occupancy shall be complied with."

and

WHEREAS, the applicant requested reopening and amendment of the resolution, to permit the maintenance of bars on the four windows of the first floor in the north wall facing an alley, as indicated on plans filed with this application marked "Received February 8, 1943", as referred to in order 9674-LF issued by the fire commissioner, October 27, 1942, which reads:

"1. Arrange wire mesh screens on East, South and West and North sides of 1st story so as to be readily movable from both sides in such a manner as to afford the free and unobstructed use of such windows for the purposes of egress as per Section 272 of the Labor Law."

and

WHEREAS, the applicant contends that the windows in question face on an enclosed back alley which cannot be adequately policed due to its location; that compliance with the order as to the four windows in question would remove the protection from robbery that these barred windows now afford the premises; that these windows have been barred for the past ten years.

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Resolved, that the Board of Standards and Appeals does hereby *amend* its resolution adopted January 18, 1938, by adding thereto:

"Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the requirements of the Labor Law, and that the application be and it hereby is *granted* as to Order 9674-LF of the Fire Commissioner, item 1, *on condition* that the four (4) windows shown on the northerly wall adjoining to alley on the first floor may be barred, provided all other windows to the east, west and south comply with the requirements of the Labor Law and if screened under such requirements, are so arranged as to be readily openable from the exterior; that the existing means of exit as shown to Stuyvesant avenue and to rear yard, shall be maintained, as well as the exterior fire escape on the front of the building; that in all other respects, all laws, rules and regulations shall be complied with and the requirements of this resolution as adopted January 18, 1938 and as amended this day."

1005-40-A

APPLICANT—Pauline Weisberger, for Pauline Weisberger and Edward Weisberger, owners.

SUBJECT—Application for consideration—reopening and extension of permit—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—141-43 Coolidge avenue, north side, 235.65 ft. west of Daniels street (Block 6639, Lot 54), Jamaica, Borough of Queens (under section 35, General City Law re bed of mapped street).

APPEARANCES—

For Applicant: Pauline Weisberger.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (1006-40-A)

WHEREAS, Otto H. Spin, for Pauline and Edward Weisberger, owners, filed October 18, 1940, an appeal from a decision of the borough superintendent of buildings, and an application pursuant to section 35 of the General City Law for permission to maintain a building in the bed of a mapped street; premises 141-43 Coolidge avenue, north side, 236.65 ft. west of Daniels street (Block 6639, Lot 54), Jamaica, Borough of Queens; and

WHEREAS, this appeal was granted by the Board on January 14, 1941, on certain conditions and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* its resolution adopted on January 14, 1941, so that as amended, the resolution shall read:

"Resolved, that the decision of the borough superintendent, on Miscellaneous Application No. 8336-40, Objection 6, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the proposed kindergarten school shall be limited to *fifteen* pupils and shall be maintained within the two rooms on the first floor; that the school while in session shall at all times be under the supervision of two persons; that the door to the cellar shall be made self-closing; that the front and rear exits shall be maintained; that the building shall not be increased in height or area, and *granted* for a term of two (2) years from the date of this *amended* resolution; and as to Objection 7 *dismissed* in view of the building having been erected prior to the proposed extension of Main street being placed on the official map."

1214-40-A

APPLICANT—William Shary, for 605 West 51st Street Corporation and Estate of Sarah Brooks, owners.
SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—727-731 11th avenue, west side, 50 ft. 2½ in. south of West 52nd street (Block 1099, Lots 32, 33 and 34), Borough of Manhattan.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal dismissed.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...
Negative

THE RESOLUTION (1214-40-A)

WHEREAS, William Shary, for 605 West 51st Street Corporation and Estate of Sarah Brooks, owners, filed on December 23, 1940, an appeal from a decision of the borough superintendent, affecting premises 727-731 Eleventh avenue, west side, 50 ft. 2½ in. south of West 52nd street (Block 1099, Lots 33 and 34), Borough of Manhattan; and

WHEREAS, the Board deemed that this appeal should be dismissed, in view of the dismissal action taken on Calendar 1213-40-BZ, affecting the same premises.

Resolved, that the appeal be and it hereby is *dismissed*.

35-41-A

APPLICANT—Samuel Roth, for Adanfa Construction Company, Inc., owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from a decision of the fire commissioner and a decision of the borough superintendent (previously granted on condition re order of the fire commissioner).

PREMISES AFFECTED—333-349 West 52nd street, north side, 305 ft. east of Ninth avenue (Block 1043, Lot 13), Borough of Manhattan.

APPEARANCES—

For Applicant: Samuel Roth.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...
Negative

THE RESOLUTION (35-41-A)

WHEREAS, W. H. and J. F. Dusenbury, for Adanfa Construction Company, Inc., owner, filed on January 13, 1941, an appeal from an order of the fire commissioner affecting premises 333-349 West 52nd street, north side, 305 ft. east of Ninth avenue (Block 1043, Lot 13), Borough of Manhattan; and

WHEREAS, order No. 24624-LC, issued by the fire commissioner January 6, 1941, reads:

"With reference to your application dated recently for a permit to maintain a titling studio at above location, I regret to inform you that this Department without power to grant such a permit for the reason that the building is within fifty feet of the neighboring building occupied as a Church and school, Section 19-117-A.1.

"You are therefore hereby ordered to:

"1. Discontinue the maintenance or operation of titling studio on the above premises."
and

WHEREAS, the building is 14 stories (174 ft.) in height, 82 ft. 10 in. by 88 ft. 5 in. in area, of Class 1 construction.

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ipped with a standpipe and sprinkler system, located in residence use district, erected in 1928, and occupied, cellar, er room and storage; first floor, store, 20 persons; second floor, printer, 25 persons; third floor, refrigerator dis- room and office, 16 persons; fourth floor, factory and titling, 30 persons; fifth floor, engraver, 20 persons; sixth floor, engraver, 30 persons; seventh floor, factory and print- 30 persons; eighth floor, printing, 20 persons, ninth to 11 floors, printers and offices, 20 persons per floor; and WHEREAS, it is proposed to change the use and occupancy of the 8th floor to printer and titling studio with film stor- 30 persons; and

WHEREAS, certificate of occupancy No. 14615, was issued 1928 permitting the use of the building as stores, show- rooms and factory; and

WHEREAS, the applicant contends that the proposed titling studio with film storage vaults will be situated on the north- west corner of the 8th floor, 42 ft. above the peaked roof of the church in the rear and 16 ft. in a horizontal dimen- sion from the rear lot line, making a total of 58 ft., that the proposed film vaults will comply with the requirements of the Fire Department as to ventilation and sprinkler systems and will be completely fireproof, each vault not ex- ceeding 750 cu. ft. capacity equipped with two fireproof doors and separated from the balance of the building by a fireproof passageway equipped with fireproof self-closing doors; that the church in the rear is a building two stories in height, the first floor occupied as an auditorium with stairs on both sides to 3 ft. 6 in. passage leading directly to the street; that there are no openings in the rear wall of this floor; that the upper floor is used as a church, hav- ing direct entrance to the street and two small stained glass windows in the rear wall, each 3 ft. 6 in. by 7 ft. in area; the side walls have a number of large windows 3 ft. 6 in. by 15 ft. in area for ventilation purposes; that the church is occupied only on Sundays at 10 a.m. with an average con- gregation of 65 persons; that the auditorium is used Mon- day evenings and Wednesday evenings for social purposes for Bible classes, starting at 8 p.m.; that the church is thus not be occupied during the time the titling studio will be in operation and that when the church will be in operation, the films will all be in the storage vault and the titling studio will only be in operation from the hours 8 to 5 p.m., when there is no activity in the church build- ing and

WHEREAS, this appeal was granted by the Board on Jan- uary 28, 1941, the resolution reading as follows:

"Resolved, that the order of fire commissioner No. 24624-LC be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the handling of film shall be as proposed; that the vaults shall be restricted to the 8th floor, as proposed; that in all other respects the building and occupancy shall com- ply with all laws, rules and regulations applicable thereto."

WHEREAS, the applicant requested an amendment of the resolution, based on a decision of the borough superintendent, Alt. Applic. 6-43, dated February 10, 1943, which decision reads as follows:

"4. Proposed changed use on 9th to 14th floors inclu- sive, from factory and showrooms, to 'printer, film studio and film storage', contrary to resolution of Board of Standards and Appeals, Cal. 35-41-A."

Resolved, that the Board of Standards and Appeals does hereby *amend* its resolution adopted January 28, 1941, by adding thereto:

"Resolved, that the decision of the borough superin- tendent, acting on Alt. Applic. 6-43, be and it hereby is *modified* and that the appeal be and it hereby is *granted*, as to Objection 4, *on condition* that the vaults as pro- posed shall comply with all requirements therefor; that the residential use in the pent house shall be maintained; that the terms of the resolution adopted January 28, 1941 are hereby extended to apply to all floors as herein proposed, namely 8th to 14th, inclusive."

568-41-A

APPLICANT—Eric Kebbon, for Board of Education, City of New York, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—22-50 90th street, northwest corner of 23rd avenue (Block 1064, Lot 2), Corona, Borough of Queens.

APPEARANCES—

For Applicant: Gustave Goldman.

For Administration: Fred Dahlem, Dep't of Hous- ing and Buildings.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLU- TION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (568-41-A)

WHEREAS, this appeal, from a decision of the borough superintendent, affecting premises 22-50 90th street, north- west corner of 23rd avenue (Block 1064, Lot 2), Corona, Borough of Queens, was granted by the Board July 15, 1941 on certain conditions, resolution amended on March 24, 1942 and applicant requested a further amendment of the reso- lution.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on July 15, 1941, as amended on March 24, 1942, by adding thereto:

"Resolved, that the decision of the borough superin- tendent acting on N.B. Applic. 3189-41, be and it hereby is *modified* and that the appeal be and it hereby is *granted* as to Objection 1, *on condition* that the instal- lation of heaters for oil burners shall be substantially as proposed and the connection to chimney shall be main- tained properly equipped with automatic dampers and the installation shall be under the supervision of a qualified operator at all times."

616-41-A

APPLICANT—Eric Kebbon, for Board of Education, City of New York, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—Northeast corner of Belmont avenue and East 181st street (Block 3083, Lots 1 to 22, 50 to 55 and 73 to 83, inclusive), Borough of The Bronx.

APPEARANCES—

For Applicant: Gustave Goldman.

For Administration: Fred Dahlem, Dep't of Hous- ing and Buildings.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLU- TION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (616-41-A)

WHEREAS, this appeal, from a decision of the borough superintendent, affecting premises northeast corner of Bel- mont avenue and East 181st street (Block 3083, Lots 1 to 22, 50 to 55 and 73 to 83, inclusive), Borough of The Bronx, was granted by the Board on July 8, 1941, on certain con- ditions and the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby *amend* its resolution adopted July 8, 1941, by adding thereto:

"Resolved, that the decision of the borough superin- tendent, acting on N.B. Applic. 499-41, dated February

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4, 1943, be and it hereby is *modified* and that the appeal be and it hereby is *granted* as to Objection 2, *on condition* that the installation of heaters for oil burners shall be substantially as proposed and the connection to chimney shall be maintained properly equipped with automatic dampers and the installation shall be under the supervision of a qualified operator at all times."

197-42-S

APPLICANT—Saul Goldsmith, for The Dime Savings Bank of Brooklyn, Mortgagee in possession.

SUBJECT—Application for consideration—reopening and restoration to calendar on a new decision—Variation of the labor law as cited in a decision of the borough superintendent (previously withdrawn).

PREMISES AFFECTED—395-403 Pearl street, 423 Fulton street, northeast corner and 20 Willoughby street (Block 150, Lot 11), Borough of Brooklyn.

APPEARANCES—

For Applicant: Saul Goldsmith.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and granted on condition.

THE VOTE TO REOPEN AND GRANT ON CONDITION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (197-42-S)

WHEREAS, this application, from a decision of the borough superintendent, affecting premises 395-403 Pearl street, 423 Fulton street, northeast corner and 20 Willoughby street (Block 150, Lot 11), Borough of Brooklyn, was withdrawn on April 14, 1942; and

WHEREAS, the applicant requested restoration of this application to the calendar for hearing, based on a decision of the borough superintendent, on Alt. Applic. 652-42, dated February 5, 1943, which reads:

"1. Exits to comply with sec. 270 of Labor Law."

and

WHEREAS, the applicant contends that the 3rd floor is being occupied as a dental laboratory instead of a school as permitted by Certificate of Occupancy 65463-31; that the building is completely fireproof and the area of each floor is 2900 sq. ft. and the building faces on three streets; that there is an interior 2 ft. 8 in. stair enclosed in 4 in. terra cotta blocks equipped with 3 ft. wide fireproof self-closing doors at each floor extending from cellar to roof and leading directly to street; that the building is also equipped with a passenger elevator from 1st to 4th floors; that in addition thereto, it is proposed to install an outside regulation 4 ft. wide fire escape from the third floor and windows along the course of the fire escape will be made kalamein with wire glass and a counter-balance stair will be provided from the lowest balcony to grade.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the requirements of the Labor Law, as cited in a decision of the borough superintendent, on Alt. Applic. 652-42, and that the application be and it hereby is *granted*, as to Objection 1, dated February 5, 1943, *on condition* that there shall be constructed and maintained an exterior fire escape on the Pearl street side of the building, complying with the requirements of the Labor Law in all respects, except that in lieu of the counterbalanced stairway to street from the lowest balcony, a counterbalanced drop ladder may be installed; that no portion of the building shall be occupied by a school or for factory purposes other than the dental laboratory now occupying the third floor; that the existing primary means of exit, consisting of an enclosed stairway as shown, may be accepted in lieu of the requirements thereof of the Labor Law; that plans showing the location of the fire escape, stairway and general plan of all floors shall be filed with the Board for

approval by the chairman before same are filed with the borough superintendent; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto, other than as modified by the Board at this meeting under Cal. 198-42-A.

198-42-A

APPLICANT—Saul Goldsmith, for The Dime Savings Bank of Brooklyn, Mortgagee in possession.

SUBJECT—Application for consideration—reopening and restoration to calendar—Appeal from a decision of the borough superintendent (previously withdrawn).

PREMISES AFFECTED—395-405 Pearl street, 423 Fulton street, northeast corner and 20 Willoughby street (Block 150, Lot 11), Borough of Brooklyn.

APPEARANCES—

For Applicant: Saul Goldsmith.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and granted on condition.

THE VOTE TO REOPEN AND GRANT ON CONDITION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (198-42-A)

WHEREAS, this appeal, from a decision of the borough superintendent, affecting premises 395-405 Pearl street, 423 Fulton street, northeast corner and 20 Willoughby street (Block 150, Lot 11), Borough of Brooklyn, was withdrawn on April 14, 1942; and

WHEREAS, the applicant requested restoration to the calendar, based on a decision of the borough superintendent, dated February 5, 1942 on Alt. Applic. 652-42 which reads:

"2. Live load on floor to be 120 lbs. per sq. ft. per sec. 7.3.2.3 of Bldg. Code."

and

WHEREAS, the applicant requests that the Board grant variation, so as to permit the acceptance of the existing lb. live load on the third floor in connection with the fact of occupancy as a dental laboratory in view of the proposal made under Cal. No. 197-42-S for the installation of a fire escape.

Resolved, that the decision of the borough superintendent, as to Alt. Applic. 652-42, be and it hereby is *modified*, so that the appeal be and it hereby is *granted*, as to Objection 2, dated February 5, 1943, *on condition* that the live load shall be as stated on Certificate of Occupancy 65463, issued against Permit 4862-31 and that the factory use shall be restricted to the third floor as proposed and shall not be carried on elsewhere in the building; that the equipment installed shall at no time exceed such permitted live load; that loading shall be posted; that in all other respects the building and occupancy shall comply with all laws, rules and regulations applicable thereto other than as modified by the Board at this meeting under Cal. 197-42-S.

281-42-S

APPLICANT—David and Geck, Incorporated, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—57-63 Willoughby street, 118-126 Lawrence street, northwest corner (Block 147, part of Lot 36), Borough of Brooklyn.

APPEARANCES—

For Applicant: Charles C. Adams, Jr.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and resolution amended.

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THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (281-42-S)

WHEREAS, Davis and Geck, Inc., owner, filed on April 1942, an application for a variation of the requirements of the Labor Law as cited in a decision of the borough superintendent; premises 57-63 Willoughby street and 118-120 Lawrence street, northwest corner (Block 147, part of Block 36), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent on N. Applic. No. 772-42, dated April 3, 1942, reads:

"Application contrary to Sec. 272, Par. 3 Labor Law. No doors may be bolted during working hours."

WHEREAS, B.N. Applic. No. 772-42, was filed with the borough superintendent April 2, 1942 for permission to install panic bolts on the street level doors of the two entrances to the building, on the stairhall doors leading from the 5th and 6th floors to the front exit and the stairhall doors on the 4th, 5th and 6th floors leading to the rear exit; in addition to that it is proposed to install panic bolts on the swinging fire doors leading from each of the three entrances to the rear exit stairs; and

WHEREAS, the applicant states that the building is six stories and basement (79 ft.) in height; 84 ft. 6 in. by 36 ft. in area; of Class 1 construction; erected in 1929; located in an unrestricted use district; and occupied: cellar, clothing alleys, 200 persons; first floor, stores and storage, 100 persons; second floor, classrooms and Red Cross office, 100 persons; third floor, classroom and Red Cross office, 100 persons; fourth floor, light manufacturing, 180 persons; fifth floor, light manufacturing, 74 persons; sixth floor, office and light manufacturing, 48 persons. The building is equipped with a sprinkler system, interior fire alarm system and fire drills are maintained. There are two interior 44 in. steel stairs enclosed with 6 in. terra cotta blocks with self-closing fireproof doors thereto extending from street to roof; and

WHEREAS, the applicant contends that it is engaged in emergency work and as a result of the recommendations of the Army officer, panic bolts have been installed on the two entrances at the street entrances and on the stairhall doors leading from the 4th, 5th and 6th floors to the front exit and the stairhall doors on the 4th, 5th and sixth floors leading to the rear exit; that in addition thereto it is also requested that permission be granted to install panic bolts on the swinging fire door leading from the 4th, 5th and 6th floors to the rear exit stairs; and

WHEREAS, this application was granted by the Board on April 17, 1942, the resolution reading as follows:

"Resolved, that the Board of Standards and Appeals does hereby make a variation in the requirements of the Labor Law as cited in a decision of the borough superintendent on B.N. App. 772-42, and that the application be and it hereby is granted on condition that panic bolts of approved type may be installed on the doors leading to stairways on the 4th, 5th and 6th floors occupied by this tenant, as indicated on plans marked 'Received April 6, 1942'; that on the doors to stairway leading to Willoughby street panic bolts shall be so arranged as to be inoperative during daylight working hours between 8 A.M. and 6 P.M.; that a watchman operating a manual watchman's clock system shall be on duty throughout the portion of the building occupied by this tenant during the working hours of such operation; that in all other respects the building and occupancy shall comply with all laws, rules and regulations applicable thereto other than as modified by the Board under Cal. No. 174-42-A; that the sprinkler system, interior alarm system and fire drills shall be maintained to the satisfaction of the fire commissioner."

WHEREAS, the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby amend its resolution adopted April 17, 1942, by adding thereto:

"that a panic bolt may also be installed on the street floor on door at the foot of stairway leading to Lawrence street; that any such panic bolts installed required to be of approved type and shall be removed within sixty (60) days unless the manufacturer of such bolts obtains a general approval from this Board."

APPLIANCES AND MATERIAL SUBMITTED FOR APPROVAL

369-39-SA

APPLICANT—Sidney L. Strauss, for Daniel A. Gillen, owner,

SUBJECT—Gillen Vacuum Breaker for Flushometer, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

900-41-SM

APPLICANT—Wilbur and Williams Company, owner.

SUBJECT—Damp Coat Enamel (Water-Resisting Paint), approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Material approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (900-41-SM)

WHEREAS, Wilbur and Williams Company, owner, filed on October 22, 1941, an application with the Board of Standards and Appeals for approval of the material known as Damp Coat Enamel (Water-Resisting Paint); and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

February 2, 1943.

Re: Cal. 900-41-SM

Subject: Damp Coat Enamel (Water-Resisting Paint), approval of.

The Wilbur and Williams Company of Boston, Mass., filed an application with the Board of Standards and Appeals, under the mandatory provisions of C26-178.0b, for the approval of their material known as Damp Coat Enamel, a paint which is claimed to be water resistant, non-softening and appropriate for use over fresh plaster, concrete and other damp surfaces.

RAW MATERIALS

Raw materials consist of two major items: 1. Pigment; 2. Liquids.

All pigments are analyzed by the laboratory maintained at the plant of the applicant, and tested for standardization with respect to specific gravity and coloration strength. A sample is taken from each package received at the plant. Liquids are tested against standard specifications for color, viscosity and in the case of Varnish, oil length. A sample is taken from each package received at the plant. Only such raw ma-

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materials as are approved by the laboratory are released to the Production Department.

MANUFACTURING

All raw materials are exactly mixed according to a predetermined formula. The pigments are first mixed to a paste with addition of a small amount of vehicle and mixed for a definite period of time in a "bulldog" mixer with the vehicle slowly being added. This paste is then ground in a three-roller mill to insure fineness and evenness of grind. Resulting paste is then put in a portable mixing tank to which the balance of the vehicle is added. The mixing tank is then brought under a power paddle and mixed for a predetermined period of time. The resulting mixture is then piped through an agitated strainer from which the material passes by gravity to the Filling Room where containers are filled and checked both by volume and by weight. The product is packed in drums, 1/2 drums, 5-gallon kits, and gallons. Each size is closed and sealed mechanically and the one-gallon cans are labeled in an automatic labeling machine. Larger sizes are labeled by hand. All containers are stamped with a code number indicating the batch number.

LABORATORY CONTROLS ON PRODUCT INTEGRITY

A sample is taken from each batch as manufactured, then coded with the batch number and this is tested by the laboratory before the batch is released to the shipping department. Each sample is tested for color, for viscosity, consistency and for weight. Laboratory approval is reported by a signed release to the Manufacturing Department permitting release of the batch direct to the Stock Room or Shipping Department. The laboratory sample is kept for a period of months as a possible check upon any complaints which might be received from any containers marked with this batch number. The average analysis of Damp Coat Enamel is as follows:

Pigment—54% Vehicle, 46%
Pigment—titanium pigments, 93.7%; suspending pigments, 6.3%
Vehicle—specially processed oils and synthetic resins, 49%; volatile dryers and thinners, 51%
Percentage of non-volatile, 49%
Weight—12.75 lbs. per gallon (finished weight).

TESTS

The following is a report made by the William F. Clapp Laboratories, Duxbury, Mass., as to the performance of Damp Coat Enamel manufactured by the Wilbur & Williams Company of Boston, as tested in conformity with the claims made by the applicant:

Water Resistant White Enamel Resistance to Water Test

1. A panel of glass 6" x 12" was held under a water faucet at an angle of 30° with the horizontal. The flow of water was adjusted so that a stream of water approximately 1/16" thick was passing over the glass. A coat of "Dampcoat Enamel" was applied directly to the glass. Some water bubbles formed but immediately came to the surface of the paint and ran off. After six hours drying time, the paint was dry and no damage to the film was done by washing with neutral soap and water.

Non-softening Test

The inside of a large glass beaker was painted with one coat of "Dampcoat Enamel" which was allowed to dry for six hours. The beaker was then filled with water and allowed to stand for 24 hours. No softening of the paint film was observed.

Snitability for Use over Fresh Plaster Test

A small panel was covered with a coating of fresh plaster. While still damp, the coating was covered with

one coat of "Dampcoat Enamel". No blistering of paint was observed.

RECOMMENDATIONS

On the basis of the foregoing data, the Committee on Tests recommends that Damp Coat Enamel as manufactured by Wilbur & Williams Co. of Boston, Mass. be approved under C26-191.0 for uses as prescribed herein and when made and maintained in accordance with the specifications herein contained. It is further recommended that each container of this material be marked, stamped or labeled reading as follows: "Approved by the Board of Standards and Appeals for use in New York City under Cal. 900-41-SM."

(Sgd.) BERNARD A. SAVAGE,
Commissioner

CHARLES M. BLUM,
Commissioner

LESLIE V. HUBER,
Chief Engineer
Committee on Tests

and

WHEREAS, this report recommended the approval of the material.

Resolved, that the Board of Standards and Appeals do hereby approve the material known as Damp Coat Enamel (Water-Resisting Paint), on condition that the material be manufactured, used and labelled, stamped or tagged in accordance with above report.

40-42-SA

APPLICANT—Central Station Signals, Incorporated, owner.

SUBJECT—Central Station Signals, Incorporated, Method for Central Station Fire Alarm and Air Pressure Supervision of non-automatic Sprinkler Systems, approval of.

APPEARANCES—

For Applicant: Joseph Kandibo, Jr.

ACTION OF BOARD—Appliance approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioner Savage and Blum and Deputy Chief Gunn.
Negative

THE RESOLUTION (40-42-SA)

WHEREAS, the Central Station Signals, Incorporated, owner, filed on January 14, 1942, an application with the Board of Standards and Appeals for approval of the appliance known as the Central Standard Signals, Inc., Method for Central Station Fire Alarm and Air Pressure Supervision of Non-Automatic Sprinkler Systems; and

WHEREAS, this appliance was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

January 22, 1942

Re: Cal. 40-42-SA

Subject: Central Station Signals, Inc.
Method for Central Station Fire Alarm and Air Pressure Supervision of Non-Automatic Sprinkler Systems, approval of

Central Station Signals, Inc., filed an application with the Board of Standards and Appeals for approval of the Central Station Signals, Inc., Method for Central Station Fire Alarm and Air Pressure Supervision of Non-automatic Sprinkler Systems and as an alternative through the Central Station Signals, Inc., to Fire Headquarters by means of discharge of confined air in system, under the mandatory provisions of C26-178 for use under provisions of Art. 16 of Chapter 26, the Sprinkler Rules of the Board of Standards and Appeals. Approval is also requested under the

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visions of Section C19-161.0 as a means of preventing the spread of fire through an immediate notification to Fire Headquarters.

INSTALLATION

The equipment is to be installed with a non-automatic sprinkler system with malleable iron fittings throughout with siamese connection at street and includes an air pressure regulator, an air pressure transmitter, a fire alarm transmitter, a central office mechanically operated transmitter and 115-A.C. electrical supply and manually operated central office alarm as shown on Fig. 1.

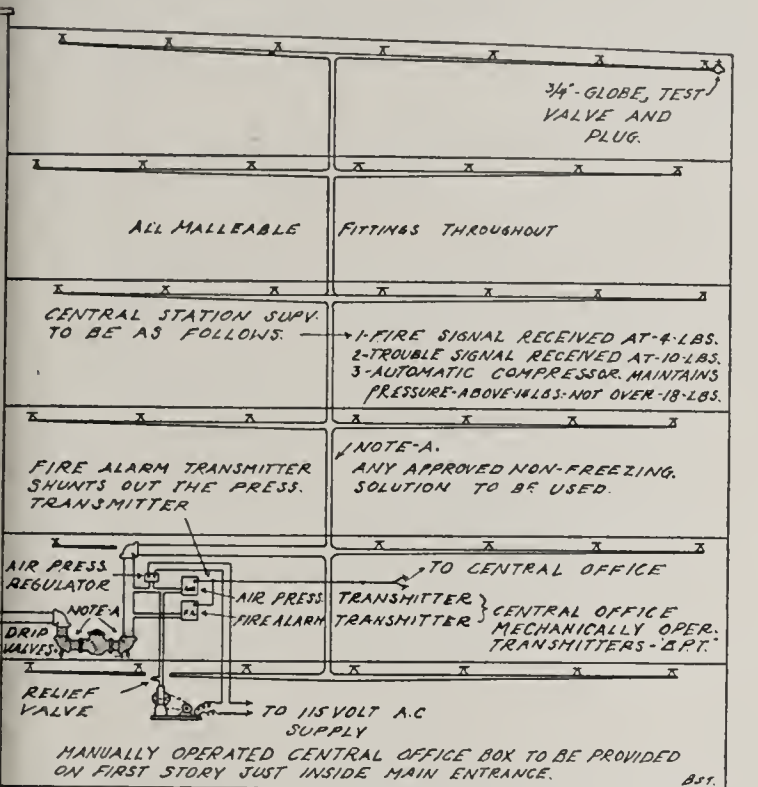


FIGURE 1.

METHOD

The method of supervision consists of the maintenance of a low air pressure on a non-automatic sprinkler system by means of a small automatic electrically driven air compressor equipped with a relief valve. The air compressor which maintains the air in the system is designed to "cut in" air at a pressure of 14 lbs. per sq. in. and to "cut out" at a pressure of 18 lbs. per sq. in. Should the air pressure in the system drop to 4 lbs. due to a fire occurring causing operation of a sprinkler head, a fire alarm transmitter sends an alarm to a central station. If the air compressor at any time should fail to operate and the air pressure be reduced, an air pressure supervisory transmitter which is installed as part of the system, sends a low air signal (when the pressure is approximately 6 lbs. above the point, where the fire alarm signal would be actuated) thus allowing time for correction of any trouble. This method also prevents the removal of any part of the sprinkler system by the sending of a signal to a central station who will investigate the cause of the sending of the signal.

TESTS

This system was inspected and tested at No. 4 Great Jones Street, New York, by the members of the Board and the representative of the Division of Fire Prevention of the Fire Department, where a similar system was installed in September 1941, and the applicant's records and the records of the Fire Department show that no alarms have been received from September 1941 to February 1943 thus indicating that there were no leaks, and the system functions as intended.

The Central Station transmitters used on this method of supervision of non-automatic systems, Model BPT, have been approved by the Underwriters' Laboratories, Inc., Guide No. 3822PO, File No. 372B. This transmitter is filed with the Board under Cal. No. 968-41-SA.

RECOMMENDATION

On the basis of this inspection and test, the Committee on Tests recommends the approval of the Central Station Signals, Inc.'s system for Central Station Fire Alarm and Air Pressure Supervision of Non-automatic Sprinkler Systems, provided an approved manually operated central office box is also provided in connection with the system on the first story of the building, located immediately inside of the main entrance of the building; that an adequate wire grille protective enclosure be provided at the air compressor unit; that an anti-freeze solution of a type which will not cause corrosion of the soft seats of check valve clappers be used in the system and that a tag or label of metal, permanently affixed, be provided at the air compressor unit, reading "This system approved by the Board of Standards and Appeals for Use in New York City under Cal. 40-42-SA" when manufactured and installed as provided herein.

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

and

WHEREAS, this report recommended the approval of this system.

Resolved, that the Board of Standards and Appeals does hereby approve the system known as the Central Station Signals, Inc. Method for Central Station Fire Alarm and Air Pressure Supervision of Non-Automatic Sprinkler Systems, on condition that the system be installed and maintained in accordance with the above report.

30-43-SA

APPLICANT—Interborough Engineering Co., for Herd Utilities Inc., owner.

SUBJECT—Herd Thermostatic Damper Control (Automatic Draft Regulator), approval of.

APPEARANCES—

For Applicant: Riballe Perotto.

ACTION OF BOARD—Appliance approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (30-43-SA)

WHEREAS, the Interborough Engineering Co., for Herd Utilities Inc., owner, filed on January 19, 1943, an application with the Board of Standards and Appeals for approval of the appliance known as the Herd Thermostatic Damper Control (Automatic Draft Regulator); and

WHEREAS, this appliance was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

February 3, 1943

Re: Cal. 30-43-SA.

Subject: Herd Thermostatic Damper Control,
approval of.

The Interborough Engineering Company for the Herd Utilities, Inc., filed an application with the Board of

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Standards and Appeals for approval of the Herd Thermostatic Damper Control under the provisions of C19-57.0 Administrative Code and Rules 4 and 8 of the Oil Burner Rules of the Board of Standards and Appeals.

CONSTRUCTION

This appliance consists of a cast iron body 3/16" thickness and a cast iron damper plate 3/16" thick which is hinged to the body so as to move freely. An actuating spring operating the damper plate is of alloy and chrome-steel 18 USG. The spring has a clock type of winding so that it expands and contracts in such manner as to crack off any carbon which may be deposited. The barometric plate (Automatic draft control) is made of 22 USG galvanized iron. The damper is made in eight sizes, 8", 9", 10", 12", 14", 16", 18" and 20".

The damper portion in the flue is designed to baffle up to 50% of the flue area and is free to move in the same direction as the flue gases.

INSTALLATION

The appliance is installed on the top or side of the flue pipe, an opening being cut to fit as close to the boiler as possible but beyond the safety controls of the boiler, with the thermostatic control of damper inside and nearest to boiler. The damper is bolted to the flue pipe by means of 6 stove bolts.

TESTS

The appliance was inspected and tested at 720 Third Avenue, Manhattan, on Jan. 29, 1943, by the Committee on Tests of the Board. Present at the tests were representatives of manufacturer and of the applicant.

The results of the tests were as follows (in. of H₂O) :

Without Damper Control	With Damper Control
Draft over fire... .13	Draft over fire... .04
Draft in flue pipe .20	Draft in flue pipe .09
Temperature at	Temperature at
flue pipe 800°F.	flue pipe 375°F.
CO ² 7%	CO ² 10%
Efficiency 65%	Efficiency 84½%

RECOMMENDATION

On the basis of this inspection and test, the Committee recommends the approval of the Herd Thermostatic Damper Control for use in oil burning installations, when installed in accordance with this report and the Oil Burner Rules of the Board of Standards and Appeals, provided that the appliance bears a label permanently affixed reading, "Approved by the Board of Standards and Appeals for use in New York City under Cal. 30-43-SA."

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

and

WHEREAS, this report recommended the approval of this appliance.

Resolved, that the Board of Standards and Appeals does hereby approve the appliance known as the Herd Thermostatic Damper Control (Automatic Draft Regulator), on condition that the appliance be manufactured, installed, and labelled, stamped or tagged in accordance with the above report.

Adjourned: 5:10 P.M.

JOSEPH J. DOYLE, Chief Clerk.

*CORRECTION.

The minutes of the meeting of the Board of Standards and Appeals held on January 12, 1943, as they appeared in Bulletin Vol. 28, No. 3, are hereby corrected to read as follows:

THE RESOLUTION (680-41-BZ)

WHEREAS, Max Horn, for Mollie Winter and Ethel Front, owners, (Bill Gordon, lessee), filed July 18, 1941, application under section 7h of the zoning resolution, permit partly in a business use and partly in a residential use district, for a temporary period of two (2) years, parking of more than five (5) motor vehicles; premises 167-199 Beach 61st street southwest corner of Rockaway Beach boulevard (Block 389, Lots 19, 22 and 24), Arver, Borough of Queens; and

WHEREAS, this application was granted by the Board August 6, 1941, on certain conditions and applicant requested an extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals do hereby amend the resolution adopted on August 6, 1941, only so far as it has reference to obtaining permits and completing the work, so that as amended this portion of the resolution shall read:

"In view of the statement by applicant that the work has been substantially completed except for the issuance of the certificate of occupancy, and except that two entrances instead of four will be constructed, one from Rockaway Beach boulevard and one from Beach 61st street, that all permits shall be obtained, including the certificate of occupancy under the requirements of section 22 of the zoning resolution, within two (2) months from the date of this amended resolution."
* * *

*Correction—The words "and except that two entrances instead of four will be constructed, one from Rockaway Beach boulevard and one from Beach 61st street," inserted in the resolution starting with line number 21.

785-38-SA

APPLICANT—Reading Foundry and Supply Co., owner
SUBJECT—Reading Foundry & Supply Co. Special Drainage and Vent Fitting, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioner Savage and Blum and Deputy Chief Engineer
Negative

THE RESOLUTION (785-38-SA)

WHEREAS, the Reading Foundry and Supply Co., owner, filed on September 12, 1938, an application with the Board of Standards and Appeals for the approval of the application known as the Reading Foundry and Supply Co. Special Drainage and Vent Fitting; and

WHEREAS, the applicant failed to make the necessary arrangements for a test of this appliance, although notified to do so.

Resolved, that the application be and it hereby is dismissed for lack of prosecution.

Adjourned: 4:35 P.M.

JOSEPH J. DOYLE, Chief Clerk.

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 1943

BULLETIN

OF THE

BOARD OF STANDARDS AND APPEALS

CITY OF NEW YORK

Issued under authority of Chapter 27, Section 665 of the Charter of the City of New York.
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 New York City.

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DIRECTORY

BOARD OF STANDARDS AND APPEALS

HARRIS H. MURDOCK, Chairman

BERNARD A. SAVAGE

CHARLES M. BLUM

CHIEF JOHN E. GUNN

JOSEPH J. DOYLE, *Chief Clerk*

OFFICE—Municipal Building, Rooms 1000 to 1018.

TELEPHONE—WOrth 2-5600.

OFFICE HOURS FOR PUBLIC—9 a. m. to 4 p. m.

Saturdays 9 a. m. to 12 noon.

Address all communications to the Chairman

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PUBLIC HEARINGS

Tuesdays, at 10 a. m. and 2 p. m.

Special meetings as published in this Bulletin.

All hearings are held in Room 1013, Municipal Building,
 Borough of Manhattan.

HOURS OF CONSULTATION

10 A. M. to 1 P. M.

Any person desiring to consult the chairman or the en-
 gineers, pertaining to the work of the board, will be seen
 only between the hours of ten in the morning and one in
 the afternoon—Saturdays excepted.

NOTICE TO APPELLANTS AND APPLICANTS

No appeal or application will be entertained in connection
 with which court proceedings are pending or in progress,
 unless exception is granted by the chairman, nor accepted
 which is not filed within thirty days from the date of the
 action of the Administrative Official.

Any communication purporting to be an appeal or appli-
 cation shall be regarded as a mere notice of intention to
 seek relief until it is filed on the form required by the rules
 of this board.

Upon receipt of any such communication the writer will
 be supplied with the official forms for presenting his appeal
 or application.

At the time of filing an appeal or application, the appel-
 lant or applicant shall forward a signed notice of appeal
 addressed to the administrative official (either commissioner
 of buildings or fire commissioner) and file with this board
 a duplicate of said notice.

Appellants and applicants are advised that their plans
 must indicate the points of the compass so as to establish
 the true location and position of the property, the subject
 of the appeal or application.

Appeals and applications will be simplified and disposition
 of same expedited by conforming to these directions

HARRIS H. MURDOCK, *Chairman*

CALENDAR

DOCKET

New Cases Filed up to February 23, 1943

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66-43-SM	Corbin	Panic Bolt (Rim Type Automatic Exit Fixture No. 2585), manufactured by P. and F. Corbin, Material.
67-43-A	F.D.	127-131 Conover street, east side, 25 ft. north of King street (Block 545, Lot 1), Borough of Brooklyn, 92875-L.C. and Decision.
68-43-A	H.B.B.	13-15 College place, west side, 109 ft. north of Love lane (Block 236, Lot 68), Borough of Brooklyn, B.N. 154-43.
69-43-SA	Gehnrich and Gehnrich	Industrial Ovens, Appliance.
70-43-A	F.D.	745-747 Van Sinderen avenue (749-751 displayed), east side, 140 ft. north of Linden boulevard (Block 3865, Lot 9), Borough of Brooklyn, Decision re 92217-L.C.
71-43-BZ	H.B.Q.	149-19 Union turnpike, northwest corner of 150th street and northeast and southeast corners of 79th avenue and 150th street (Block 6691, Lot 81, Block 6711, Lots 39 and 41 and Block 6712, Lots 17 and 19), Flushing, Borough of Queens, N.B. 16-43, N.B. 27-43 and N.B. 28-43.
72-43-BZ	H.B.Q.	176-08 Kildare road, south side, 44.41 ft. east of Utopia parkway (Block 7236, Lot 29), Jamaica, Borough of Queens, M-Applic. 6096-42.
73-43-A	H.B.Q.	132-02 89th avenue, southeast corner of 132nd street (Block 9361, Lot 20), Jamaica, Borough of Queens, N.B. 11-43.
74-43-S	H.B.M.	28-30 West 23rd street, south side, 312 ft. 6½ in. west of Fifth avenue and 9-19 West 22nd street (2nd, 6th and 12th floors); (Block 824, Lot 28), Borough of Manhattan, Decision.
75-43-S	F.D.	79-83 Washington street, east side, 150 ft. north of York street (Block 51, Lot 1), Borough of Brooklyn, 9986-L.F.
76-43-A	H.B.B.	160 Scott avenue, southeast corner of Scholes street (Block 2972, Lots 1 and 25), Borough of Brooklyn, Misc. 3725-42.

Restored to Calendar.

129-42-A	F.D.	32-14 Northern boulevard, southeast corner of Honeywell street (Block 214, Lot 210), Long Island City, Borough of Queens, 8590-L.F.
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DESIGNATIONS: H.B.—Department of Housing and Buildings; H.B.B.—Department of Housing and Buildings, Brooklyn; H.B.M.—Department of Housing and Buildings, Manhattan; H.B.Q.—Department of Housing and Buildings, Queens; H.B.R.—Department of Housing and Buildings, Richmond; H.B.Bx.—Department of Housing and Buildings, Bronx; H.D.—Health Department, and F.D.—Fire Department.

RULES

	Last Publication in Bulletin
Blended Cements, Rules for Testing and Use of	Nov. 24, 1942—Vol. 27, No. 10
Carbon Dioxide Liquefier, Rules	Mar. 10, 1942—Vol. 27, No. 1
Certificates of Occupancy, approved form	Nov. 25, 1941—Vol. 26, No. 10
Concrete Flat Slabs, Rules	July 13, 1937—Vol. 22, No. 1
Concrete Masonry Units, Rules for Manufacture, Testing and Use of	June 24, 1941—Vol. 26, No. 1
Concrete Rules (Hydrated Lime)	Aug. 3, 1937—Vol. 22, No. 1
Elevator Rules	Mar. 3, 1936—Vol. 21, No. 1
Exit Rules (Revolving Doors)	June 15, 1937—Vol. 22, No. 1
Factory Exit Rules	Feb. 2, 1943—Vol. 28, No. 1
Fire Alarm Rules (Interior)	Apr. 7, 1942—Vol. 27, No. 1
Fire Drill Rules	Jan. 26, 1943—Vol. 28, No. 1
Fire-resistive, Flameproof Materials, etc., Rules for Testing of	Jan. 19, 1943—Vol. 28, No. 1
Fire Retarding Rules for Garages, etc.	Dec. 16, 1941—Vol. 26, No. 1
Fireproof Wood, Testing of	Apr. 13, 1937—Vol. 22, No. 1
Frame Garages, Ruling for	Jan. 21, 1919—Vol. 4, No. 1
Fusion Welding and Gas Cutting Rules	Jan. 5, 1943—Vol. 28, No. 1
Gas Shut-Off Rules	Apr. 7, 1925—Vol. 10, No. 1
Hatchway Protection	June 5, 1928—Vol. 13, No. 1
Insulating Fire Board Rules	Sept. 22, 1942—Vol. 27, No. 1
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Plumbing Rules (Submerged Inlets; Protective Methods to Prevent Contamination of Water Supply)	Dec. 15, 1942—Vol. 27, No. 1
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Refrigerating Systems, Extract A.C.	Aug. 26, 1941—Vol. 26, No. 1
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Standpipe Fireline Rules	June 8, 1937—Vol. 22, No. 1
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Tank Trucks, Fuel Oil, etc.	Nov. 24, 1936—Vol. 21, No. 1
Tank Trucks, Gasoline, etc.	Nov. 24, 1936—Vol. 21, No. 1
Wire Glass Rules (Amendment to Rule 505 of Industrial Code)	Apr. 10, 1923—Vol. 8, No. 1

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	Last Publication in Bulletin
Anti-Siphon Valves	Nov. 25, 1941—Vol. 26, No. 10
Fireline Hose Valves	Nov. 25, 1941—Vol. 26, No. 10
Fuel Oil Burners for Domestic and Commercial Use	Nov. 25, 1941—Vol. 26, No. 10
Fuel Oil Pipe Terminals	Nov. 25, 1941—Vol. 26, No. 10
Fuel Oil Burners for Industrial Use	Nov. 25, 1941—Vol. 26, No. 10
Fuel Oil Pumps	Nov. 25, 1941—Vol. 26, No. 10
Gas Heaters	Nov. 25, 1941—Vol. 26, No. 10
Paint, Varnish and Lacquer Spraying equipment	Nov. 25, 1941—Vol. 26, No. 10
Range Oil Burners and Space Heaters	Nov. 25, 1941—Vol. 26, No. 10
Vacuum Breakers	Nov. 10, 1942—Vol. 27, No. 1

MARCH 2, 1943, 10 A. M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, Tuesday morning, March 2, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

- 45-42-BZ—Application, January 20, 1942, under section 7c of the zoning resolution, of Lama and Proskauer applicants, on behalf of Samuel Schenkel, owner, to permit a business use district, the alteration of and also the erection of a new accessory building on an existing gasoline service station; premises 4313-4323 Fourth avenue and 401-405 street, northeast corner (Block No. 729, Lot No. 1), Borough of Brooklyn.
- 885-42-BZ—Application, December 17, 1942, under section 7e of the zoning resolution, of Vitale Della Pappalardo, applicant, on behalf of Bessie Levinthim, owner, to permit a business use district, the conversion of occupancies

CALENDAR

ing building to a milk bottling and distributing and the use of same for a term of two years; s 667-669 Hunts Point avenue, west side, 145.30 ft. f Bryant avenue (Block 2766B, Lot 120), Borough of Bronx.

BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kiesewetter, on behalf of The Texas Company, owner, to permit business use district, the reconstruction of and the of a new accessory building upon an existing gaso-ice station; premises 736-746 Linden boulevard and Utica avenue, southwest corner (Block No. 4675, 6), Borough of Brooklyn.

BZ—Application of Tobias Goldstone, applicant, f of Simon Holland, owner, reopened April 30, 1940, section 7c of the zoning resolution, to permit the ex- from an unrestricted use district into a business use of an existing structural iron works; premises 821- ne avenue, 258-280 Lott avenue, southeast corner -554 Christopher avenue, southwest corner of Lott (Block 3855, Lots 10 and 17), Borough of Brooklyn.

BZ—Application of Lama and Proskauer, appli- n behalf of Harris Goody Realty Co., Inc., owner (Mansdorf, lessee), reopened January 20, 1942, under 7c of the zoning resolution, to permit in a business ict, the parking and storage of more than five motor upon an existing gasoline service station (the gaso- tion was previously acted upon by the Board); , 253-263 Empire boulevard and 369-379 Rogers northeast corner (Block 1308, Lot 1), Borough of n.

BZ—Application, November 10, 1942 under sec- and 7e of the zoning resolution, of Frank C. Keller, t, on behalf of Peerless Realty Corporation, owner, to a business use district, for a term of two years, the n existing building for baling paper and rags and of metals; premises 117-05 122nd street, east side, outh of Rockaway boulevard (Block 11715, Lot 36), ark, Borough of Queens.

BZ—Application of Jack Z. Cohen, applicant, on f Abraham Hechter, owner, reopened February 9, consideration as to amendment of resolution as to al use re parking of cars—re Application, previously on condition, under section 21 of the zoning reso- ermitting in a business use district, the change of y of an existing building so as to include a motor repair shop; premises 1551-1555 Coney Island avenue, , 100 ft. south of Avenue L (Block 6731, Lot 90), of Brooklyn.

Appeal from Administrative Decision.

—796-804 Utica avenue and 736-746 Linden d, southwest corner (Block No. 4675, Lot No. 6), of Brooklyn, Misc. 8575-41.

HARRIS H. MURDOCK, *Chairman.*

MARCH 2, 1943, 2 P. M.

Appeals from Administrative Decisions.

—1360-1366 Fifth avenue and 1-3 West 113th orthwest corner (Block 1597, Lot 33), Borough attan.

—132-02 89th avenue, southeast corner of 132nd Block 9361, Lot 20), Jamaica, Borough of Queens.

Material and Appliance for Approval.

M—Botanical Industries of America, Inc., oofing Compound.

A—American Precision Water Sterilizer.

MARCH 9, 1943, 10 A. M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Stand- ards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday morning March 9, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

545-42-BZ—Application, June 30, 1942, under section 7h of the zoning resolution, of A. H. Salkowitz, applicant, on behalf of Lubritorium, Inc., owner, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 77-02 Roosevelt avenue, southeast corner of 77th street (Block 1488, Lot 1), Jackson Heights, Borough of Queens.

669-42-BZ—Application, September 11, 1942, under sec- tions 7f and 21 of the zoning resolution, of Wing Holding Corporation, applicant and owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 40-11 Skillman avenue, north side, 545.51 ft. west of 43rd street (Block No. 183, Lot No. 290), Long Island City, Borough of Queens.

330-22-BZ—Application of Allen A. Blaustein, applicant, on behalf of 1663 East 17th Street Corporation, owner, re- opened February 9, 1943, under sections 7a, 7b, 7c and 21 of the zoning resolution, to permit partly in a business use and partly in a residence use district, the alteration and con- version of occupancy of a three story theatre and stores building (previously granted by the Board) to a one story stores building; premises 1663-1669 East 17th street, east side, 57 ft. 2½ in. south of Kings Highway (Block 6780, Lot 55), Borough of Brooklyn.

331-42-BZ—Application of Samuel Rosenblum, applicant, on behalf of Fifty-Five Wadsworth Terrace Corp., owner, reopened December 8, 1942, under sections 7i and 21 of the zoning resolution, to permit in a business use district, the conversion of occupancy of the basement story of an exist- ing building to a five car garage and motor vehicle repair shop (the motor vehicle repair shop use was previously denied by the Board); premises 145-155 Fort George avenue and 1662-1670 St. Nicholas avenue, northerly intersection (Block 2149, Lot 276), Borough of Manhattan.

205-30-BZ—Application of John G. Schuhmann, appli- cant, on behalf of Slio Realty Corp., owner, reopened August 16, 1938, under section 21 of the zoning resolution, to permit in a residence use district, the alteration and change of oc- cupancy of part of the first story of an existing multiple dwelling (tenement) to business use (stores); (previously denied by the Board); premises 1215 Grand Concourse, west side, 150 ft. north of West 167th street (Block 2464, Lot 1), Borough of The Bronx.

935-41-BZ—Application, November 3, 1941, under section 7f of the zoning resolution, of Lama and Proskauer, appli- cants, on behalf of Albert Bender, owner, to permit in a business use district, the erection and maintenance, for a term of years, of a gasoline service station; premises 101- 109 Grand street Extension and 308-312 South 2nd street, northwest corner (Block 2422, Lots 17, 18, 19 and 20), Borough of Brooklyn.

71-43-BZ—Application, February 17, 1943, under section 7e of the zoning resolution, of Nick De Martini, applicant, on behalf of Louisa De Martini, owner, to permit in a residence use district, the erection and maintenance, for a term of two years, of three (3) business buildings (to house 1000 chickens in each building); premises 149-19 Union turnpike, northwest corner of 150th street, north- east corner of 79th avenue and 150th street and southeast corner of 79th avenue and 150th street (Block 6691, Lot 81, Block 6711, Lots 39 and 41 and Block 6712, Lots 17 and 19), Flushing, Borough of Queens.

HARRIS H. MURDOCK, *Chairman.*

CALENDAR

MARCH 9, 1943, 2 P.M.

Appeal from Administrative Decision.

68-43-A—13-15 College place, west side, 109 ft. north of Love lane (Block 236, Lot 68), Borough of Brooklyn.

Materials for Approval.

790-42-SM—Rocklath and Diamond Liner (Gypsum Lath) Plasterboard.

236-39-SM—Metal Lath and Lathing accessories of the Consolidated Expanded Metal Companies.

MARCH 16, 1943, 10 A.M.

Zoning Applications.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday morning March 16, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

801-42-BZ—Application, November 16, 1942, under section 21 of the zoning resolution, of Harry Hurwit, applicant, on behalf of Morris Newman, owner, to permit in a residence use and also C area district, the maintenance of a building (play room) which was erected without providing the required rear yard; premises 3426 Barker avenue, east side, 38 ft. 6 in. south of Duncomb avenue (Block 4627, Lot 12), Borough of The Bronx.

802-42-BZ—Application, November 16, 1942, under section 21 of the zoning resolution, of Harry Hurwit, applicant, on behalf of Harry Klein, owner, to permit in a residence use and also C area district, the maintenance of a building (play room) which was erected without providing the required rear yard; premises 3428 Barker avenue, east side, 18 ft. 6 in. south of Duncomb avenue (Block 4627, Lot 112), Borough of The Bronx.

243-42-BZ—Application, March 25, 1942, under section 21 of the zoning resolution, of La Bella Service Station, Inc., applicant and owner, to permit in an unrestricted use district, the erection and maintenance of a gasoline service station having exits and entrances within 200 ft. of entrances or exits to a school; premises 291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

429-37-BZ—Application of Morris Roth, applicant and owner, reopened February 2, 1943, under sections 7a, 7c and 21 of the zoning resolution, to permit partly in a business use and partly in a residence use district, the conversion of occupancy of a frame building to a stable for more than five horses; premises 47-11 108th street, northeast corner of 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens.

Appeals from Administrative Decisions.

45-43-A—47-11 108th street, northeast corner of 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens.

881-40-A—291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

HARRIS H. MURDOCK, Chairman

MARCH 16, 1943, 2 P. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday afternoon, March 16, 1943*, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

617-42-BZ—Application, August 12, 1942, under section 7c of the zoning resolution, of John F. Payne, applicant on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the erection and maintenance of a new accessory (lubritorium) building on an existing gasoline service station; premises 197-177th street, northwest corner of Pugsley avenue (Block 3794, Lot No. 50), Borough of The Bronx.

Appeals from Administrative Decisions.

746-42-A—241 West 72nd street, north side, 280 ft. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

13-43-A—4517 Surf avenue, east side, 100 ft. north of Neptune avenue (Block 7824, Lot 138), Borough of Brooklyn.

855-42-A—205-215 East 42nd street, north side, east of Third avenue and 204-210 East 43rd street (Block 1316, Lot 5), Borough of Manhattan.

HARRIS H. MURDOCK, Chairman

MARCH 23, 1943, 10 A. M.

Zoning Application.

NOTICE IS HEREBY GIVEN by the Board of Standards and Appeals of a public hearing under the provisions of the zoning resolution, *Tuesday morning, March 23, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

284-42-BZ—Application, April 7, 1942, under section 21 of the zoning resolution, of Lama and Proskauer, applicants on behalf of North American Oil Corporation, owner (David, lessee), to permit in a business use district, the erection and maintenance of a building to be occupied as a gas station and individual garage for more than five (5) motor vehicles, lubricating rooms and office and the use of the remainder of the plot as a gasoline service station; premises 16-86th street, southeast corner of Bay 14th street (Block 6365, part of Lot No. 33), Borough of Brooklyn.

HARRIS H. MURDOCK, Chairman

MINUTES

BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

WEDNESDAY MORNING, FEBRUARY 24, 1943

Present: Chairman Murdock, Commissioners Savage and Blum.

The minutes of the regular meetings of the Board held on *Tuesday morning, February 16, 1943*, and *Tuesday afternoon, February 16, 1943*, were approved as printed in Bulletin No. 8, Volume 28.

ZONING CASES

669-42-BZ

APPLICANT—Wing Holding Corporation, owner.

SUBJECT—Application (re decision of the borough superintendent) under sections 7f and 21 of the zoning resolution, to permit in a business use district a term of two (2) years, the parking and storage of more than five (5) motor vehicles.

MINUTES

ES AFFECTED—40-11 Skillman avenue, north side, 545.51 ft. west of 43rd street (Block 183, Lot 90), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Walter Fairchild.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

OF BOARD—Laid over to March 9, 1943 at 10 A. M., for further consideration by the Board.

Z

ANT—Vitale Della Penna, for Bessie Levinthim, owner.

T—Application (decision of the acting borough superintendent under section 7e of the zoning resolution, to permit in a business use district, the conversion of occupancy of an existing building to a milk bottling and distributing station and the use of same for a term of two years.

ES AFFECTED—667-669 Hunts Point avenue, west side, 145.30 ft. south of Bryant avenue (Block 766-B, Lot 120), Borough of The Bronx.

APPEARANCES—

For Applicant: Vitale Della Penna and Dominic Giamberso.

For Opposition: Estelle Kuttner, Josephine N. Christedes, Bertha Herman and Harold Klorfein, Dept. of Parks.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

OF BOARD—Laid over to March 2, 1943 at 10 A. M., for further consideration by the Board. No further argument.

Z

ANT—Herman Kron, for Rosebeck Holding Corporation, owner.

T—Application (re decision of the acting borough superintendent) under sections 7c and 21 of the zoning resolution, to permit in a residence use district, the conversion of occupancy of part of an existing public garage to retail stores.

ES AFFECTED—1526 Grand Concourse, east side, 377.44 ft. south of Mt. Eden avenue and 1541 Sheridan avenue (Block 2821, Lots 11 and 65), Borough of The Bronx.

APPEARANCES—

For Applicant: Herman Kron.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

OF BOARD—Application denied.

THE VOTE TO GRANT—

Affirmative 0
Negative: Chairman Murdock, Commissioners
Savage and Blum 3
Absent: Deputy Chief Gunn 1

SOLUTION (203-41-BZ)

As, Herman Kron, for Rosebeck Holding Corporation, filed on March 10, 1941, an application under section 7c and 21 of the zoning resolution, to permit in a residence use district, the conversion of occupancy of part of an existing public garage to retail stores; premises 1526 Grand Concourse, east side, 377.44 ft. south of Mt. Eden and 1541 Sheridan avenue (Block 2821, Lots 11 and 65), Borough of The Bronx; and

As, a public hearing was held on this application before the Board of Standards and Appeals, at its regular meeting February 24, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Grand Concourse, Sheridan avenue, Mount Eden avenue and East 172nd street are in a residence use district; and

WHEREAS, the decision of the borough superintendent, on Alt. Applic. 338-39, dated March 3, 1941, reads:

"8. The proposed change of occupancy of part of the existing public garage to retail stores, facing the Grand Concourse, in a residence use district is contrary to Section 6 and Section 3 of the zoning resolution."

and

WHEREAS, the applicant states that the premises consist of an irregular shaped plot having a frontage of 71.5 ft. on the Grand Concourse, 53 ft. on Sheridan avenue and a depth of 261 ft.; that upon the plot there is located a fireproof building, one story in height on the Grand Concourse, and two stories in height on Sheridan avenue; that the building has a frontage of 71.5 ft. on Grand Concourse, 28 ft. on Sheridan avenue and a depth of 261 ft.; irregular—occupied as a garage for more than five motor vehicles and that it is proposed to alter the interior of the Grand Concourse front of the building and to construct therein four stores, and also a driveway leading to the garage; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that there was no justification for the exercise of its discretion to grant a zoning variance under section 7, subdivision c of the zoning resolution, inasmuch as the owner could not build the stores at the present time and the Board did not believe there should be any more business use in this particular location; and

WHEREAS, the Board deemed that the applicant failed to substantiate a basis of appeal under section 21 of the zoning resolution and was, therefore, not entitled to relief on the grounds of practical difficulty and unnecessary hardship.

Resolved, that the decision of the borough superintendent on Alt. Applic. 338-39, objection 8, be and it hereby is affirmed and that the application be and it hereby is denied.

166-42-BZ

APPLICANT—Fannie Tobachnick, owner.

SUBJECT—Application (decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—575-579 Jerome street, east side, 200 ft. north of Livonia avenue (Block 4078, Lots 12, 13 and 14), Borough of Brooklyn.

APPEARANCES—

For Applicant: Louis D. Goldman, Roy C. Morris, Fannie Tobachnick.

For Opposition: M. Eisenberg and Nicholas Timm.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application denied.

THE VOTE TO GRANT—

Affirmative: Commissioner Savage 1
Negative: Chairman Murdock and Commissioner
Blum 2
Absent: Deputy Chief Gunn 1

THE RESOLUTION (166-42-BZ)

WHEREAS, Fannie Tobachnick, owner, filed February 26, 1942, an application under section 7h of the zoning resolution, to permit in a residence use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises: 575-579 Jerome street, east side, 200 ft. north of Livonia avenue (Block 4078, Lots 12, 13 and 14), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting February 24, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

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WHEREAS, the use district maps accompanying the zoning resolution show that Jerome street is in residence and business use districts; Warwick street is in residence and business use districts; Dumont avenue and Livonia avenue are both in a business use district; and

WHEREAS, the decision of the borough superintendent, dated February 26, 1942, re B.N. Applic. 2375-40, reads:

"Parking and storage of more than five (5) motor vehicles in residence use district is contrary to Art. II, Sec. 3a of the Zone Resolution. Application denied."

and

WHEREAS, the applicant states that the premises consist of a plot having a frontage of 60 ft. and a depth of 100 ft.; that upon the northerly front of the plot is a 2-story brick dwelling, 20 ft. by approximately 45 ft. in area; that at the rear of the plot is a frame structure 60 ft. by approximately 20 ft. in area—occupied as a stable for eight (8) horses, that it is proposed to retain the use of these two buildings and to use the vacant portion of premises for parking and storage of more than five (5) motor vehicles for a term of two years; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board consisting of the Chairman and Commissioner Blum; and

WHEREAS, the Board deemed that there was no justification for the exercise of its discretion to grant a zoning variance under section 7, subdivision h of the zoning resolution.

Resolved, that the decision of the borough superintendent on B.N. Applic. 2375-40, be and it hereby is *affirmed* and that the application be and it hereby is *denied*.

451-42-BZ

APPLICANT—Lama and Proskauer, for Joseph Ricca, Sr., owner.

SUBJECT—Application (decision of the borough superintendent) under section 7h of the zoning resolution, to permit partly in a residence use and partly in a business use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—982-984 Hopkinson avenue, west side, 100 ft. north of Hegeman avenue (Block 3622, Lots 6, 9 and 56), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama.

For Opposition: Harry N. Reizes and M. Goldstein.

For Administration: Fred Dahlem, Dept. of Housing and Buildings and Gustave Goldman, Board of Education.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum 3

Negative 0

Absent: Deputy Chief Gunn..... 1

THE RESOLUTION (451-42-BZ)

WHEREAS, Lama and Proskauer, for Joseph Ricca, Sr., owner, filed June 4, 1942, an application under section 7h of the zoning resolution, to permit partly in a residence use district and partly in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 982-984 Hopkinson avenue, west side, 100 ft. north of Hegeman avenue (Block 3622, Lots 6, 9 and 56), Borough of Brooklyn, and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting, February 24, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Hegeman avenue and Lott avenue are in a business use district; Hopkinson avenue is in business

and residence use districts and Amboy street is in residence and business use districts; and

WHEREAS, the decision of the borough superintendent, dated June 3, 1942, re B.N. Applic. 1055-42, reads:

"Parking and storage of more than 5 cars, business and residential use district, is contrary to Art. 2, Sect. 4a-15 and Art. 2, Sect. 3 of the zoning resolution."

and

WHEREAS, the applicant states that the premises consist of an irregularly shaped plot of ground having a frontage of 50.5 ft. on Hopkinson avenue, a distance of 130 ft. from the northerly lot line and 127 ft. along the southerly lot line; that the northerly part of plot extends for a distance of 50 ft. into a residence use district and the remainder of the plot is in a business use district; that upon part of the Hopkinson avenue front of plot there is a 2½ story, 2-family dwelling, 35 ft. by 39 ft. in area; that upon the central part of the plot, there is a 3-car concrete garage; that abutting the garage (to the west), there is a one-story frame building which is to be removed and that it is proposed to use the vacant part of plot for the parking and storage of more than five (5) motor vehicles for a term of two years.

WHEREAS, it appears that the two story frame building formerly located on lot 6 was demolished several years ago; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board and it was determined that storage is now being carried on on the entire plot within the residence use district and on the adjoining plot with entrance from Hopkinson avenue within the residence use district; and

WHEREAS, the Board deemed that this was a proper exercise in which to exercise its discretion to grant a zoning variance under section 7, subdivision h of the zoning resolution.

Resolved, that the Board of Standards and Appeals hereby *make a variation* in the application of the zoning regulations of the zoning resolution and that the application be and it hereby is *granted* under section 7h of the zoning resolution, for a term of two (2) years from the date of this resolution, to permit that portion of the premises within the business use district, consisting of lots 6 and 9 and a portion of lot 56, with a frontage along New Lots road of approximately 126 feet, to be occupied for the parking and storage of more than five (5) motor vehicles, *on condition* that the motor vehicles of the pleasure-car type and those of the truck type of operation shall be so parked or stored; that the plot shall be leveled substantially to the grade of New Lots road; that all buildings on the plot of the area as herein permitted, shall be removed; that the plot shall be covered with clean gravel, steam cinders or other suitable material; that there shall be erected on the street building line a tight-board fence not less than six feet in height; that such fence shall be kept painted and no signs erected thereon and no openings shall be constructed therein, except for an entrance from New Lots road toward the east, not less than ten feet in width; that such entrance shall not be more than 50 feet to the multiple dwelling on the adjoining plot; that curb cut opposite shall not exceed 15 feet; that no vehicle shall enter or exit from this plot, except from such entrance; that the present entrance from Hopkinson avenue be discontinued and a fence erected on the interior lot line approximately along the line of the residence use district to exclude vehicular entrance to this plot; that there shall however be a gate not over 3 feet wide in the fence for access; that no signs shall be erected on the premises; that there may be a sign attached to the entrance to New Lots road, advertising the parking and storage use and the charge, provided such sign does not exceed 15 square feet, not illuminated and does not extend beyond the street line; that on all other interior lot lines where no other adjoining buildings do not occur, there shall be erected and maintained a substantial wood or woven wire fence; and during the term of this variance, the premises shall be occupied for no other use than as herein permitted.

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Building shall be erected thereon except there may be a building not over 100 sq. ft. in area and one story in height, which may be of frame, for use as an office and shelter for the attendant; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall require; that adequate aisles shall be maintained at all times for easy entrance and egress; that all permits required shall be obtained and all work completed within three (3) months from the date of this resolution.

839-42-BZ

APPLICANT—Frank C. Keller, for John Laronga, owner.

SUBJECT—Application (decision of the borough superintendent) under section 7e of the zoning resolution, to permit in a business use district, for a term of two years, the use of the premises as a coal yard.

PREMISES AFFECTED—43-01 104th street and 104-02 43rd avenue, southeast corner (Block 1987, Lot 75), Corona, Borough of Queens.

APPEARANCES—

For Applicant: Frank C. Keller, Maxim Ingber and Mary Iorio.

For Opposition: William Boyes.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application denied.

THE VOTE TO GRANT—

Affirmative	0
Negative: Chairman Murdock, Commissioners Savage and Blum	3
Absent: Deputy Chief Gunn	1

THE RESOLUTION (788-42-BZ)

WHEREAS, Frank C. Keller, for John Laronga, owner, on November 10, 1942, an application under section 7e of the zoning resolution, to permit in a business use district, for a term of two years, the use of the premises as a coal yard; premises 43-01 104th street and 104-02 43rd avenue, southeast corner (Block 1987, Lot 75), Corona, Borough of Queens; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting on February 24, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that 43rd avenue is in a business use district; 104th street is in residence, business and unrestricted use districts and 104th street is in business, residence and unrestricted use districts; and

WHEREAS, the decision of the borough superintendent, on Misc. Applic. 3725-42, dated July 17, 1942 and as subsequently dated November 9, 1942, reads:

"1. The use of these premises as a coal yard in a business district is contrary to Art. 2, Sec. 4a, subdivision 45 of the zone resolution.
Not further considered."

WHEREAS, the applicant states that the premises consist of a plot having a frontage of 50 ft. on 104th street and 104 ft. on 43rd avenue; that upon part of the 43rd avenue frontage of the plot there are four concrete block garages; that it is proposed to use the remainder of the plot, for a term of two years, as a coal yard, and also to continue the use of the 4-car garage (for pleasure cars); and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that there was no justification for the exercise of its discretion to grant a zoning variance under section 7, subdivision e of the zoning resolution.

Resolved, that the decision of the borough superintendent Misc. Applic. 3725-42, be and it hereby is affirmed and the application be and it hereby is denied.

839-42-BZ

APPLICANT—James E. McKillop, for McCann and Hose, owners.

SUBJECT—Application (decision of the borough superintendent) under section 21 of the zoning resolution, to permit in an unrestricted use and also B area district, the erection and maintenance of an extension at the rear of the 2nd story of an existing building; the said proposed extension does not comply with rear yard requirements of the zoning resolution.

PREMISES AFFECTED—172 Pacific street, south side, 215 ft. east of Clinton street (Block 292, Lot 15), Borough of Brooklyn.

APPEARANCES—

For Applicant: James E. McKillop.

For Opposition: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum	3
Negative	0
Absent: Deputy Chief Gunn	1

THE RESOLUTION (839-42-BZ)

WHEREAS, James E. McKillop, for McCann and Hose, owners, filed December 1, 1942, an application under section 21 of the zoning resolution, to permit in an unrestricted use and also "B" area district, the erection and maintenance of an extension at the rear of the second story of an existing building; the said proposed extension does not comply with rear yard requirements of the zone resolution; premises 172 Pacific street, south side, 215 ft. east of Clinton street (Block 292, Lot 15), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting February 24, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Pacific street is in unrestricted and business use and also "B" area districts; Amity street is in residence, business and unrestricted use and also "B" area districts; Clinton street is in business and residence use and also "B" area districts; and

WHEREAS, the decision of the borough superintendent, dated November 13, 1942, re Alt. Applic. 1943-42, reads:

"3. Provide rear yard to comply with Sections 12 and 17 of the Zoning Resolution. Denied."

and

WHEREAS, the applicant states that the premises consist of a plot having a frontage of 25 ft. and a depth of 100 ft., upon which is located a Class 3, 2-story building, 25 ft. by 93 ft. 6 in. in area on the first story and 25 ft. by 73 ft. 6 in. in area on second story, occupied on 1st story as a two-car garage and storage of electric fittings on the 2nd story for electric fittings, repairs and machine shop; that this building is located 5 ft. 6 in. back from the street line; that it is proposed to erect a rear extension to the 2nd story of the building; that this proposed extension is 25 ft. by 20 ft. in area and extends to the rear lot line and covers the 10 ft. deep rear yard required by the Zone Resolution; and

WHEREAS, these premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, the board deemed that the applicant had substantiated a basis to warrant exercise of discretion to grant under section 21 of the zoning resolution, and was therefore entitled to relief on the grounds of practical difficulty and unnecessary hardship.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the area district regulations of the zoning resolution, and that the application be and it hereby is granted on condition that the proposed addition over the required rear yard shall

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comply in all respects with the requirements of Sections 12 and 17 of the zoning resolution, except that the second floor of the building may be extended within such portion, provided there are no windows in the side or rear walls, but any openings constructed may however be filled with approved glass blocks having a fire resistive rating of not less than $\frac{3}{4}$ of an hour; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto, other than as modified by the Board under Cal. No. 49-43-S; that all permits shall be obtained and all work completed within one (1) year from the date of this resolution.

APPEAL FROM ADMINISTRATIVE DECISION.

49-43-S

APPLICANT—James E. McKillop, for Hose and McCann Corporation, owner.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—172 Pacific street, south side, 215 ft. east of Clinton street (Block 292, Lot 15), Borough of Brooklyn.

APPEARANCES—

For Applicant: James E. McKillop.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum.....	3
Negative	0
Absent: Deputy Chief Gunn.....	1

THE RESOLUTION (49-43-S)

WHEREAS, James E. McKillop, for Hose and McCann Corporation, owner, filed February 4, 1943, an application for variation of the requirements of the labor law as cited in a decision of the borough superintendent, affecting premises 172 Pacific street, south side, 215 ft. east of Clinton street (Block 292, Lot 15), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent on Alt. Applic. 1943-42, dated February 3, 1943, reads:

"2. Provide 2 means of egress to comply with Section 270 of Labor Law on account of proposed extension on 2nd floor."

and

WHEREAS, the applicant states the building is two stories (21 ft.) in height; 25 ft. by 93 ft. 6 in. in area at first floor; 25 ft. by 73 ft. 6 in. in area at second floor; of Class 3 construction; erected prior to 1913; located in an unrestricted use B area district and used and occupied as follows: Cellar, ordinary use and boiler room, no persons; first floor, 2 car garage and storage of electric fittings, no persons; second floor, electric repairs and machine shop, 6 persons; that no change in use or occupancy is proposed; that the building is equipped with two interior wood stairways, one 33 in. and one 37 in. in width, leading from second floor and one of which extends to street and is enclosed with 3 in. by 4 in. wood studs, 16 in. on centers, covered with half in. plaster boards and 20 gauge metal on both sides, equipped with wood doors; and

WHEREAS, it is proposed to erect an extension at the rear of the second story, 25 ft. by 22 ft. in area extending the second story to the rear lot line; and

WHEREAS, the applicant contends that since the building was erected prior to 1913, Section 270 of the Labor Law does not apply; that the building was remodeled in 1936 and Certificate of Occupancy 79130 was issued, permitting the present use and occupancy of not more than six employees; that the present front stairs from second floor to lower hall lead direct to street, are 3 ft. wide and are equipped with hand rails; that while this stairs does not extend to roof, it is enclosed in fire retarded partitions and has an unob-

structed run to the street; that access to the roof from second story is by means of a stationary iron ladder to 3 ft. by 3 ft. scuttle to the roof at the west wall within shop area; that extending this stairs to roof would serve no purpose, since the adjoining buildings are 12 ft. high; that exit doors are not equipped with locks and do not swing outwardly, except the front entrance doors, which are equipped with locks; that exit signs and lights will be provided where required and if the Board deems the second means of egress from the second floor is required, so means of relocating the present rear stair to the west wall with a direct run to present stair hall on first floor may be made and the rear stairway enclosed on first floor.

Resolved, that the Board of Standards and Appeals hereby make a variation in the requirements of the Labor Law, as cited in a decision of the borough superintendent, Alt. Applic. 1943-42, and that the application be and it hereby is granted as to Obj. 2, on condition that the primary means of exit shall be maintained as proposed; that the scuttle to the roof and stationary iron ladder leading thereto, shall be maintained; that a platform fixed or hinged, shall be constructed and maintained on the roof toward the front to provide access to the fire escape balcony of the adjoining building at No. 170 Pacific street; that the interior of stairway from the first to second floor toward the rear, shall be maintained; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that plans shall be filed and approved for the oil burner installation in the cellar; that the requirements of the resolution adopted this date by the Board under Cal. 839-42-BZ shall be complied with, and that the certificate of occupancy shall be obtained.

Adjourned: 12:10 P. M.

JOSEPH J. DOYLE, Chief Clerk

REGULAR MEETING

WEDNESDAY AFTERNOON, FEBRUARY 24, 1943

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

ZONING CASES

655-41-BZ

APPLICANT—Max Horn, for A. Joseph Geist, George E. Netter and Morris A. Marks, owners.

SUBJECT—Application for consideration as to waiving requirements for notice to owners and permitting notice by posting—re Application reopened January 26, 1943 (decision of the acting borough superintendent) under section 7h of the zoning resolution, to permit in a business use district a temporary term of not more than two years for parking of more than five motor vehicles previously denied, reopened, subject to usual procedure and application dismissed for lack of protest.

PREMISES AFFECTED—224 Beach 99th street, south side, 120 ft. north of Rockaway Beach boulevard, 225 Beach 98th street (Block 583, Lot 1 and 2 of Lot 23), Rockaway Beach, Borough of Queens.

APPEARANCES—

For Applicant: Mrs. Max Horn.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Request to waive notification to owners, withdrawn after argument.

THE VOTE TO WITHDRAW REQUEST TO WAIVE NOTIFICATION TO OWNERS—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.....	3
Negative	0

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77-42-BZ

APPLICANT—George H. Cohen, for Crew Levick Corp., owner (Joseph E. Johnston, lessee).

SUBJECT—Application for consideration—reopening and amendment of resolution—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting partly in a business use and partly in a residence use district, the extension of an existing gasoline service station for parking of more than five motor vehicles for a term of two years.

PREMISES AFFECTED—1 Bay Ridge avenue and 6833 Shore road, northeast corner (Block 5859, Lots 10 and 12), Borough of Brooklyn.

APPEARANCES—

For Applicant: Martin D. Vile.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Request to reopen, withdrawn by applicant.

THE VOTE TO WITHDRAW REQUEST TO RE-OPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

53-39-BZ

APPLICANT—Sidney L. Strauss, for Jacobena Foster, owner.

SUBJECT—Application for consideration as to extension of permit—(same having expired by limitation)—re Application, previously granted on condition, under section 7h of the zoning resolution, for a temporary period of not more than two years, the parking and storage of more than five motor vehicles (Reopened February 2, 1943).

PREMISES AFFECTED—28-02 41st street and 40-16 28th avenue, northwest corner (Block 663, Lot 21), Astoria, Borough of Queens.

APPEARANCES—

For Applicant: Sidney L. Strauss.

For Opposition: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Permit extended.

THE VOTE TO EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (153-39-BZ)

WHEREAS, this application, permitting in a business use district, under section 7h of the zoning resolution, the parking and storage of more than five motor vehicles for a temporary period of two years, affecting premises 28-02 41st street and 40-16 28th avenue, northwest corner (Block 663, Lot 21), Astoria, Borough of Queens, was granted by the Board on May 23, 1939, on certain conditions and the applicant requested an extension of the permit, the same having expired by limitation; and

WHEREAS, this application was reopened by vote of the Board on February 2, 1943 and set for hearing on February 24, 1943; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting February 24, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of May 23, 1939, so that as amended, the resolution shall read:

"Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the

use district regulations of the zoning resolution and that the application be and it hereby is *granted* under Section 7h thereof, for a temporary term of two years from the date of this *amended* resolution, to permit the premises under appeal to be occupied for the parking and storage of more than five (5) motor vehicles, *on condition* that only those of the pleasure-car type shall be so parked and stored; that the plot shall be graded to the level of 28th avenue, surfaced with steam cinders, clean gravel or other suitable material, properly rolled and bound to prevent dusting; that there shall be erected on the interior lot lines and street building lines, a substantial woven wire fence not less than six feet in height; that such fence may be omitted where brick walls of adjoining buildings exist on the lot line, and except that there may be an entrance opening to 28th avenue, not over 15 feet in width, with curb cut opposite not over 20 feet in width; that all existing buildings and uses shall be removed from the plot and no building shall be erected thereon, except there may be erected a building not over one story in height, not exceeding 150 square feet in area, which may be of frame construction, to be occupied solely as an office and shelter for the attendant; that no signs shall be erected on the premises other than a sign at the entrance attached to the fence, advertising solely the parking and storage use and the rates charged, provided the sign does not exceed 15 square feet in area; that any lights for general illumination shall be on metal standards with metal reflectors so arranged as to reflect away from the adjoining residential occupancies; that proper aisles shall be maintained for easy entrance and egress; that such fire-fighting appliances shall be installed as the fire commissioner shall direct and that all permits required shall be obtained and all work involved completed within two months from the date of this *amended* resolution."

1111-40-BZ

APPLICANT—Theodore R. Feinberg, for New York Times, owner (Metropolitan Service Station, Inc., lessee).

SUBJECT—Application (decision of the borough superintendent) under section 7g of the zoning resolution, to permit in an unrestricted use district, and also on the same street between two intersecting streets, where there is located a school within 900 feet, the extension of a gasoline service station and also the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—600 Eleventh avenue and 554 West 45th street, southeast corner (Block 1073, Lot 1), Borough of Manhattan.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (1111-40-BZ)

WHEREAS, Theodore R. Feinberg, for New York Times, owner (Metropolitan Service Station, Inc., lessee), filed on November 19, 1940, an application under section 7g of the zoning resolution, to permit in an unrestricted use district, and also on the same street between two intersecting streets, where there is located a school within 900 feet, the extension of a gasoline service station and also the parking and storage of more than five motor vehicles, affecting premises 600 Eleventh avenue and 554 West 45th street,

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southeast corner (Block 1073, Lot 1), Borough of Manhattan; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is dismissed for lack of prosecution.

718-41-BZ

APPLICANT—Anna Pearlstein (lessee), for Celia Mass, owner.

SUBJECT—Application (re decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, the alteration and conversion of an existing building to a motor vehicle repair shop.

PREMISES AFFECTED—863 Rutland road and 525 Utica avenue, northeast corner (Block 4591, Lot 44), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (718-41-BZ)

WHEREAS, Anna Pearlstein (lessee), for Celia Mass, owner, filed on August 6, 1941, an application under section 7c of the zoning resolution, to permit in a business use district, the alteration and conversion of an existing building to a motor vehicle repair shop affecting premises 863 Rutland road and 525 Utica avenue, northeast corner (Block 4591, Lot 44), Borough of Brooklyn; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is dismissed for lack of prosecution.

511-37-BZ

APPLICANT—Horace S. Ely and Company, for Abraham B. Cox, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the commissioner of buildings) previously granted on condition, under section 7e of the zoning resolution, permitting in a business use district, for a temporary term of two years, the premises under appeal to be used as a shop for the manufacture of light ornamental iron.

PREMISES AFFECTED—1237-1239 Second avenue and 246-250 East 65th street, southwest corner (Block 1419, Lot 28), Borough of Manhattan.

APPEARANCES—

For Applicant: Alfred Byrnes.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (511-37-BZ)

WHEREAS, this application under section 7e of the zoning resolution, permitting in a business use district for a temporary term of two years, the premises to be used as a shop for the manufacture of light ornamental iron, affecting premises 1237-1239 Second avenue and 246-250 East 65th street, southwest corner (Block 1419, Lot 28), Borough of Manhattan, was granted by the Board on March 29, 1938,

on certain conditions, permit extended on March 4, 1941 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals do hereby amend the resolution adopted on March 29, 1938 as amended March 4, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"* * * * Granted under section 7e for a temporary term of two (2) years from the date of this amended resolution * * * *".

162-40-BZ

APPLICANT—William R. McVay, for Biagio Becce lessee (Josephine Wild and Robert T. Wild owners).

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—31-06 31st avenue, southeast corner of 31st street (Block 613, Lots 37 and 38), Astoria, Borough of Queens.

APPEARANCES—

For Applicant: William R. McVay and Biagio Becce.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (162-40-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district for a term of two years, the parking and storage of more than five motor vehicles, affecting premises 31-06 31st avenue, southeast corner of 31st street (Block 613, Lots 37 and 38), Astoria, Borough of Queens, was granted by the Board on February 18, 1941, on certain conditions, resolution amended on May 27, 1941 and on June 17, 1941 and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals do hereby amend the resolution adopted February 18, 1941, as amended May 27, 1941 and June 17, 1941, only so far as it has reference to the term of the permit; so that as amended, this portion of the resolution shall read:

"Granted under section 7h thereof for a term of two (2) years from the date of this amended resolution * * * *".

APPEALS FROM ADMINISTRATIVE DECISIONS

855-42-A

APPLICANT—Samuel Rosenblum, for Bartholomev Holding Corporation, owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—205-215 East 42nd street, north side, 80 ft. east of Third avenue and 204-210 East 43rd street (Block 1216, Lot 5), Borough of Manhattan.

APPEARANCES—

For Applicant: Samuel Rosenblum and G. E. Bloodgood.

For Administration: Insp. Maher, Fire Dept.

ACTION OF BOARD—Laid over to March 16, 1943 at 2 P.M., for further consideration by the Board.

MINUTES

13-43-A

APPLICANT—Emil Koeppel, for Rose Bandes, owner.
SUBJECT—Appeal from a decision of the borough superintendent.
PREMISES AFFECTED—4517 Surf avenue, east side, 100 ft. north of Neptune avenue (Block 7824, Lot 138), Borough of Brooklyn.
APPEARANCES—
For Applicant: Emil Koeppel.
For Administration: Fred Dahlem, Dept. of Housing and Buildings.
ACTION OF BOARD—Laid over to March 16, 1943 at 2 P.M., for further consideration by the Board.

68-43-A

APPLICANT—Lama and Proskauer, for William Burtenshaw, owner (E. R. Squibb, and Sons, lessee).
SUBJECT—Appeal from a decision of the borough superintendent.
PREMISES AFFECTED—13-15 College place, west side, 109 ft. north of Love lane (Block 236, Lot 68), Borough of Brooklyn.
APPEARANCES—
For Applicant: Alfred A. Lama and Edmund A. Palmieri.
For Administration: Fred Dahlem, Dept. of Housing and Buildings.
ACTION OF BOARD—Laid over to February 26, 1943 at 10 A.M. for further consideration by the Board—and on February 26, set for hearing on March 9, 1943 at 2 P.M.

73-43-A

APPLICANT—John E. Cahill, for Moeller Instrument Co., owner.
SUBJECT—Appeal from a decision of the acting borough superintendent.
PREMISES AFFECTED—132-02 89th avenue, southeast corner of 132nd street (Block 9361, Lot 20), Jamaica, Borough of Queens.
APPEARANCES—
For Applicant: John E. Cahill.
ACTION OF BOARD—Laid over to March 2, 1943 at 2 P.M. for further consideration by the Board.

129-42-A

APPLICANT—Brewster Aeronautical Corporation (lessee), for Ford Motor Company, owner.
SUBJECT—Application for consideration—reopening and restoration to calendar—Appeal from an order and a decision of the fire commissioner (previously withdrawn).
PREMISES AFFECTED—32-14 Northern boulevard, southeast corner of Honeywell street (Block 214, Lot 210), Long Island City, Borough of Queens.
APPEARANCES—
For Applicant: Merwin Lewis and William Landry.
ACTION OF BOARD—Appeal reopened and restored to calendar, subject to usual procedure.
THE VOTE TO REOPEN—
Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

237-42-A

APPLICANT—Vitale Della Penna, for Revon Realty Corporation, owner (Charles Schwartz, lessee).
SUBJECT—Appeal from a decision of the acting borough superintendent.
PREMISES AFFECTED—2676 Grand Concourse, east side, 156-53 ft. north of Kingsbridge road (Block No. 3304, Lot No. 20), Borough of The Bronx.

APPEARANCES—

For Applicant: Vitale Della Penna and Rabbi Solomon Fixler.
For Administration: Fred Dahlem, Dept. of Housing and Buildings.
ACTION OF BOARD—Appeal withdrawn after discussion.
THE VOTE TO WITHDRAW—
Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

822-42-A

APPLICANT—Frank V. Laspia, for Charles Scuderi, owner.
SUBJECT—Appeal from a decision of the borough superintendent.
PREMISES AFFECTED—105 Montrose avenue, north side, 100 ft. west of Manhattan avenue (Block 3051, Lot 25), Borough of Brooklyn.
APPEARANCES—
For Applicant: Alfred A. Lama.
For Administration: Fred Dahlem, Dept. of Housing and Buildings.
ACTION OF BOARD—Appeal withdrawn after discussion.
THE VOTE TO WITHDRAW—
Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

573-42-A

APPLICANT—A. Rothenberg (lessee), for H. Edgerton, owner.
SUBJECT—Appeal from an order of the fire commissioner.
PREMISES AFFECTED—983 McDonald avenue, east side, 22 ft. south of Webster avenue (Block 5419, part of Lot 8), Borough of Brooklyn.
APPEARANCES—
For Applicant: Abe Rothenberg.
For Administration: Insp. Meyer, Fire Dep't.
ACTION OF BOARD—Appeal granted on condition.
THE VOTE —
Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (573-42-A)

WHEREAS, A. Rothenberg (lessee), for H. Edgerton, owner, filed July 15, 1942, an appeal from an order of the fire commissioner affecting premises 983 McDonald avenue, east side, 22 ft. south of Webster avenue (Block 5419, part of Lot 8), Borough of Brooklyn; and

WHEREAS, Order 92202-LC issued by the fire commissioner June 16, 1942 reads:

"You are hereby notified that an inspection of the above premises used to store oxygen, shows that the following must be done before the permit requested by you can be issued:

FORTHWITH

1. Discontinue the use of blow-pipe used for heating, cutting or welding which does not bear the number of the Certificate of approval issued by the Fire Commissioner. C-19-11, Administrative Code."

and

WHEREAS, the applicant states that the building is 2 stories, (30 ft.) in height, 30 ft. by 35 ft. in area, of Class 4 construction, erected approximately 40 years ago, located in a business use district and occupied: glass bending factory, 5 persons, on the first floor and living quarters on the 2nd floor, 5 persons; certificate of occupancy 2013, issued June 6, 1921, permits the use of the building as stores; and

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WHEREAS, the applicant contends that the blow torches in question were purchased at Eimer and Amend by the lessee, under the impression that the torches were proper for the proposed use of bending and heating of glass; that the burners have been in use for five years without any undue occurrence; that upon being informed by the Fire Department that the burners were not of the approved type, an effort was made to buy approved torches, but same could not be obtained without priorities; that inasmuch as it is impossible to obtain the approved type torches, it would mean that the applicant would have to close his business, resulting in a hardship to himself and the employees; that it is proposed to install approved torches at the earliest opportunity and the Board is requested to permit the continuance of the present apparatus until it is possible to comply with the requirements therefore.

Resolved, that the order of the fire commissioner, 92202-LC, Item 1, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the blowpipe as manufactured by the Precision Scientific Company of Chicago shall be maintained to the satisfaction of the fire commissioner; that the number of torches of this make in use shall not exceed five (5); that the manufacturer shall file an application for general approval.

664-42-A

APPLICANT—Brooklyn Felt Manufacturing Company, Incorporated, lessee, for Chelsea Fibre Mills, owner.
SUBJECT—Appeal from an order and decisions of the fire commissioner.

PREMISES AFFECTED—1155-1205 Manhattan avenue and 93-99 Commercial street, northwest corner (Block 2472, Lot 350); (Building No. 1, 5th floor), Borough of Brooklyn.

APPEARANCES—

For Applicant: Herman Cohen.

For Administration: Insp. Meyer, Fire Dept.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (664-42-A)

WHEREAS, Brooklyn Felt Manufacturing Company, Inc., lessee, for Chelsea Fibre Mills, owner, filed September 9, 1942, an appeal from an order and decisions of the fire commissioner affecting premises 1155-1205 Manhattan avenue and 93-99 Commercial street, northwest corner (Block 2472, Lot 350); (Building No. 1, Fifth floor), Borough of Brooklyn; and

WHEREAS, Order 90885-C, issued by the fire commissioner April 1, 1942, and repeated in decisions of the fire commissioner, dated June 17, 1942, and September 3, 1942, reads:

"1. You are hereby notified that Fire Department Permit No. 41274 expiring October 13, 1942, authorizing the storage of 2 tons of loose felt and 100 gallons of lubricating oil at 1205 Manhattan avenue, Brooklyn, is hereby revoked for the reason that a recent inspection of the premises shows that dry goods and other inflammable materials are manufactured on the premises, a violation of C19-149-c-3, of the Administrative Code. And the premises where combustible fibre felt is stored is not separated from the remainder of the building by walls and floors of fire resisting material.

2. You are, therefore, ordered to reduce the stock of combustible fibre (loose felt) stored on the premises to one ton."

and

WHEREAS, the applicant states that the building is five stories (89 ft.) in height; 377 ft. by 376 ft. in area; of Class 3 construction, equipped with a sprinkler system and a standpipe system; erected 1889; located in an unrestricted

use district and occupied since 1937 as follows: Cellar, warehouse, 1 person; first floor, dye house, 1 person; second floor, manufacturing bottle caps, 1 person; third floor, screen printers, 1 person; fourth floor, manufacturing wood heels, 1 person; fifth floor, manufacturing cotton batts, 1 person; and

WHEREAS, the applicant contends that the lessee has occupied this portion of the premises for five years, during which time, permits were renewed and no changes have been made; that the fifth floor is separated from the floors below by a sprinkler system and a space about 3 ft. between floors, which space is equipped with sprinkler heads; that in order to operate the business properly at least the amount of cotton allowed on the permit must be opened; that this tenant occupied the building prior to the new tenant coming in and conducting the textile business and it is no fault of the applicant's that such tenants took space in the building.

Resolved, that the order of the fire commissioner, 90885-C be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that any partitions installed or to be installed on the floor in question, shall be constructed of approved materials and under plans as approved by the borough superintendent under B.N. 203-43, showing approved gypsum block; that this modification shall continue only so long as the conditions are maintained substantially as proposed and the sprinkler and standpipe systems are maintained to the satisfaction of the fire commissioner; that such portable fire-fighting appliances shall be maintained throughout the building as the fire commissioner shall direct.

821-42-A

APPLICANT—Ferdinand Savignano, for Ralph R. Dresel, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—1540 59th street, south side, 320 ft. east of 15th avenue (Block 5509, Lot 23), Borough of Brooklyn.

APPEARANCES—

For Applicant: Ferdinand Savignano and M. G. McNamara.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (821-42-A)

WHEREAS, Ferdinand Savignano, for Ralph R. Dresel, owner, filed on November 24, 1942, an appeal from a decision of the borough superintendent affecting premises 1540 59th street, south side, 320 ft. east of 15th avenue (Block 5509, Lot 23), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent, dated November 23, 1942 on B.N. 988-42 reads:

"1. Frame extension to brick bldg. within the fire limits, is contrary to 4.1.5 of the Code.

3. Lot line walls to be brick filled.

4. Openings on lot line to comply with 10.7.11.

5. Provide ventilation for kitchen and dining rooms 1st and 2nd floors as in 5.1.4.1 or 5.1.4.3 of the Code." and

WHEREAS, the applicant states that the building is 2 stories (25 ft.) in height, 20 ft. by 65 ft. in area at 1st floor, 20 ft. by 59 ft. at second floor, of Class 3 construction, erected in 1908, located in a residence use C area district, used as a dwelling and occupied by two families and that no change in use or occupancy is proposed; and

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WHEREAS, Violation 2992-41 was issued June 11, 1941, for violation of section C26-178.0 and C26-93.0 of the Administrative Code, in that the frame porch at rear of premises has been enclosed on 1st and 2nd floors, contrary to Alt. Permit 10569-19 issued for a two story open porch and that ceiling over oil burner has not been fire-retarded; and

WHEREAS, B.N. 988-42 was filed to remove violation 2992-41; and

WHEREAS, the applicant contends that a permit was issued in 1919 for a frame porch extension at rear of building; that subsequent to the completion of this porch, it was enclosed and used for living purposes on both floors without obtaining a permit from the Building Department; that the present owner took possession in 1932 and found this condition existing; that no violations were found to be pending against the premises at the time of its acquisition by the present owner and it is therefore requested that the frame extension be permitted to remain enclosed, as it would be a hardship on the owner to have any further expense; that the porch was completely stuccoed, painted and the interior was replastered last year; that it is also requested that the Board permit the existing wood lot line windows to remain.

Resolved, that the decision of the borough superintendent on B.N. 988-42, Objections 1, 3, 4 and 5, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the existing frame extension shall not be further extended in height or area; that the windows opening to the east and west on the adjoining properties shall be removed and the spaces filled with approved construction or approved glass block; that in the window and door openings from the kitchen and dining room both on the first and second floors to this porch, the doors and window sash shall be removed and not replaced by other closures; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

859-42-A

APPLICANT—Rogers, Hoge and Hills, for Sterling Drugs, Incorporated, owner.

SUBJECT—Appeal from a decision of the fire commissioner re Packaging of inflammable mixture known as "Energine Lighter Fluid" in 8 oz. glass bottles (capacity of bottles not in conformity with Administrative Code Specifications).

APPEARANCES—

For Applicant: George Hills.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (859-42-A)

WHEREAS, Rogers, Hoge and Hills, for Sterling Drug, Inc., owner, filed December 4, 1942, an appeal from a decision of the fire commissioner, relating to the packaging, storage and sale of Energine Lighter Fluid, an inflammable mixture in 8 ounce glass bottles; and

WHEREAS, the decision of the fire commissioner dated November 16, 1942, reads:

"In response to your communication of recent date in which you request permission to package the inflammable mixture known as 'Energine Lighter Fluid' in eight ounce glass bottles, please be advised that said request is hereby denied for the reason that Section C19-59-0 Article 9 of the Administrative Code of the City of New York prohibits the use of glass bottles having a capacity in excess of four (4) ounces."

and

WHEREAS, the applicant contends that the Cummer Products Company, predecessor of Sterling Drug, Incorporated, has packaged Energine Lighter Fluid in tin containers of 3 ounce and 8 ounce capacity; that the War Production Board ordered discontinuance of the use of tin plate and

terne plate cans for the packaging of this product; that there is no greater hazard involved in the use of an 8 ounce glass container for inflammable mixture than there would be in the use of an 8 ounce tin container; that the glass container which it is proposed to use, is identical with that permitted by the Board under Cal. 499-42-A for packaging Energine Cleaning Fluid; that this bottle is a standard Boston round bottle made of Duraglass by the Owens-Illinois Glass Company to the specifications as indicated on drawings filed with this appeal; and

WHEREAS, the applicant states that it is proposed to equip the bottles in question with a plastic cap and spout or a phenolic cap and spout of a type similar to those filed with this appeal.

Resolved, that the decision of the fire commissioner, dated November 16, 1942, be and it hereby is *modified* and that the appeal be and it hereby is *granted* so as to permit the packaging of the inflammable mixture known as Energine Lighter Fluid in 8 ounce glass bottles with plastic or phenolic caps as proposed, *on condition* that the type of bottle and the construction and design of the glass shall be as proposed; that the caps shall be fitted tightly so as to be vapor proof; that these containers when shipped to the retailers, shall be in cartons containing not over 24 bottles with separators between the bottles; that this modification shall continue only during the term of the present emergency.

899-42-A

APPLICANT—Abraham Fisher, for Seventh and Fiftieth Realty Corporation, owner (Roxy Alleys, Inc., lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—154-166 West 50th street and 753-759 Seventh avenue, southeast corner (Block 1002, Lot 61), Borough of Manhattan.

APPEARANCES—

For Applicant: Abraham Fisher and Arthur Gorin.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (899-42-A)

WHEREAS, Abraham Fisher, for Seventh and Fiftieth Realty Corporation, owner (Roxy Alleys, Inc., lessee), filed December 23, 1942, an appeal from a decision of the borough superintendent; premises 154-166 West 50th street and 753-759 Seventh avenue, southeast corner (Block 1002, Lot 61), Borough of Manhattan; and

WHEREAS, the decision of the borough superintendent, dated November 27, 1942, on Misc. Applic. 2063-42, reads:

"1. Plans show a direct method of refrigeration which in a building of this classification is prohibited by Sec. C19-96.0 subd. b of the Administrative Code."

and

WHEREAS, the applicant states that the building is of Class 1 construction, 3 and 3 stories (23 and 75 ft.) in height, 100 ft. by 200 ft. in area at 1st floor and 100 ft. by 160 ft. in area at typical floor; erected in 1931; located in a business use district and used and occupied as follows: cellar—bowling alleys and storage—220 persons; 1st floor—stores—280 persons; 2nd floor—restaurant, kitchen, office and storage—200 persons; 3rd floor—storage and equipment—no persons; and

WHEREAS, the applicant contends that the air-conditioning refrigeration system was installed in the cellar of these premises, which is used for bowling alleys; that the Fire Department placed a violation thereon and plans were filed with the Department of Housing and Build-

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ings for the approval of the installation and such plans were disapproved with the objections herein appealed; that Certificate of Occupancy 28018 classifies the building as a commercial building; that there has been no alteration in the premises since the certificate of occupancy was issued, with the exception of the installation of refrigerating air-conditioning system; that the air-conditioning system installed is of the direct expansion type and consists of a 50 h.p. Frick compressor located in the machine room in the cellar; that the refrigerant is fed through evaporator coils by lines running from the refrigerating room above the hung ceiling, which is of fireproof construction, to the fan room on the street floor; that this fan room is of fire-proof construction; the fan draws fresh air through a duct connecting to a point above the show window on the street floor; that this air is introduced into the bowling alley below by means of a duct system which leaves the fan within the fan room and runs at all times in the space above the bowling alley ceiling, which is of fireproof construction; that the return air is taken from the bowling alley duct to the intake side of the fan, all within the fan room; that the space in which the air-conditioning system is located and in which the ducts run, is occupied by a single tenant and in no case is any of the refrigerant lines, air ducts or equipment above the 1st floor of the building; that the system contains 395 lbs. of freon; and

WHEREAS, in the opinion of the Board, the bowling alley occupancy in the cellar should be classified under the code as a public building; and

WHEREAS, a letter has been received from the Armo Cooling & Ventilating Co., Inc., New York City, dated February 18, 1943 reading as follows to meet the request of the Committee of Inspection of the Board:

"In connection with the above, we would be pleased, if it met with the approval of the Board, to install in the fan room at the above premises a pressure cutout in the suction line at the coil which would trip the fan starter and stop the operation of the fan in the event of a leak. The range of operating pressures in this suction line would be between 30 and 37 lbs., depending on the entering air temperature, and the cutout could be set at 28°. Under this condition, it would be our estimate that in the event of a leak, the amount of refrigerant which would be lost into the air system before the fan was cut out by the pressure device, would not exceed 50°.

This pressure device would be standard equipment, either as manufactured by Minneapolis-Honeywell, or the Industrial Controller Company, the make depending on the availability of materials under present conditions.

In the event of a leak and with the resultant lowering of pressure in the suction line, this device would trip the fan starter, which could not again be started without manual attention."

Resolved, that the decision of the borough superintendent on Misc. Applie. 2063-42, Objection 1, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that in all other respects, the refrigerating system for the cellar occupancy as a bowling alley shall comply with all requirements therefor and provided, a pressure device to control the refrigerant shall be installed and maintained as proposed and to the satisfaction of the fire commissioner; that any paints for refinishing the alleys stored on the premises shall be stored in a room enclosed in incombustible materials and ventilated to the outer air but not connected to the ventilating system; that such paint storage room shall be protected by sprinkler heads fed from the domestic water supply; that all electrical equipment shall be of the vaporproof type; that this variance shall continue only so long as the premises are occupied as proposed; that Certificate of Occupancy 28018 shall be amended so as to classify the bowling alley occupancy as a public building occupancy and not as a commercial building occupancy.

348-34-A

APPLICANT—Samuel Rosenblum, for The Mantrose Corporation, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Appeal from an order of the fire commissioner.

PREMISES AFFECTED—136 41st street, south side, 240 ft. east of First avenue (Block 716, Lot 20), Borough of Brooklyn.

APPEARANCES—

For Applicant: Samuel Rosenblum.

ACTION OF BOARD—Appeal reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (348-34-A)

WHEREAS, this appeal from an order of the fire commissioner, affecting premises 136 41st street, south side, 240 ft. east of First avenue (Block 716, Lot 20), Borough of Brooklyn, was granted by the Board June 18, 1935, on certain conditions, the resolution amended November 19, 1935, December 1, 1936, January 11, 1938, January 17, 1939, January 30, 1940, February 4, 1941 and February 10, 1942, and applicant requested a further extension of permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on June 18, 1935, as last amended February 10, 1942, only so far as it has reference to the term of the permit so that as amended, this portion of the resolution shall read:

"that this modification may continue for one year from the date of this *amended* resolution."

499-42-A

APPLICANT—Rogers, Hoge and Hills, for Sterling Drug Company, owner (The Cummer Products Company, previous owner).

SUBJECT—Application for consideration—reopening and amendment of resolution as to name of owner—Appeal from a decision of the fire commissioner—re sale of inflammable mixtures, known as "Energine Cleaning Fluid", in glass bottles (capacity of bottles not in conformity with Administrative Code Specifications).

APPEARANCES—

For Applicant: George Hills.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (499-42-A)

WHEREAS, Rogers, Hoge and Hills, for The Cummer Products Company, owner, filed on June 18, 1942, an appeal from a decision of the fire commissioner, relating to the packaging of an inflammable mixture known as Energine Cleaning Fluid in 8 oz. Glass Bottles; and

WHEREAS, this appeal was granted by the Board on June 23, 1942, on certain conditions and the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted June 23, 1942, by adding thereto:

"* * * that in view of statement by attorney for the applicant that the Cummer Products Company have now been absorbed by Sterling Drug, Incorporated, that the variance herein granted may be deemed to apply as to Sterling Drug, Inc., and to satisfy the requirements of the Division of Combustibles as to their decision of February 16, 1943, Folder 22-40, addressed to the Sterling Drug Company * * *."

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APPLIANCES AND MATERIALS SUBMITTED FOR APPROVAL.

90-42-SM

APPLICANT—United States Gypsum Co., owner.

SUBJECT—Rocklath and Diamond Liner (Gypsum Lath) plasterboard, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Laid over to March 9, 1943 at 2 P. M., for further consideration.

59-38-SA

APPLICANT—Stanley Sales Co., agent for Norman Boosey Mfg. Co., owner.

SUBJECT—Boosey Air-Away Grease Interceptor and Boosey Gasoline and Oil Separators, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

72-42-SA

APPLICANT—Joseph Toplon, agent for Homestead Valve Manufacturing Company, Incorporated, owner.

SUBJECT—Hypressure Jenny Steam Cleaner, Models JM and JL, approval of.

APPEARANCES—

For Applicant: Morris Schwalb.

ACTION OF BOARD—Appliance approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (672-42-SA)

WHEREAS, Joseph Toplon, for Homestead Valve Manufacturing Co., Inc., filed on September 14, 1942, an application with the Board of Standards and Appeals for approval of the appliance known as the Hypressure Jenny Steam Cleaner, Models JM and JL; and

WHEREAS, this appliance was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

January 29, 1943.

Cal. No. 672-42-SA.

Subject: Hypressure Jenny Steam Cleaner, Models JM and JL, Oil Fired, Approval of.

The Homestead Valve Manufacturing Company, Incorporated, filed September 14, 1942, an application with the Board of Standards and Appeals for approval of the Hypressure Jenny Steam Cleaner Models JM and JL under the provisions of C19-57.0, Administrative Code.

This appliance was inspected and tested by a Committee on Tests of the Board at the Ford Instrument Company plant in Long Island City on October 31, 1942. This appliance is known as a progressive type, hot water heater and consists of a metal cabinet, in which is located an oil burner with an approximate capacity of two gallons of Number 2 fuel oil per hour. The oil burner is supplied by one cylinder Model "Duplex" and "Homestead" fuel and water pump. The burner and fire box are surrounded by the cold water intake section of a heating coil so as to form a cold water jacket and is used to heat a continuous length of circular wound steel coil through which is passed 90 gallons of water per hour in the Model JL (JMi) and

120 gallons of water per hour in the Model JM (JMa). The Model JL has 190 feet of ½ inch I.D. steel coil and the Model JM has 225 feet of ½ inch I.D. steel coil.

The purpose of the burner and coil is to furnish vaporized hot water for cleaning purposes at a controlled nozzle temperature of 185 to 212 degrees F. This temperature is controlled by the pressure switch attached to hot water coils. Water is supplied to the machine by city water pressure, the city water line being connected directly to a small water tank that is enclosed in the machine and is controlled by a float valve. Float is so equipped as to prevent syphoning. A special tank is enclosed in the machine in which a liquid soap or detergent is mixed. This material is fed to the inlet of the water cylinder of the Duplex pump.

The oil circulating system consists of a 13 gallon fuel tank with the Model "Duplex" Pump oil cylinder forcing a continuous flow of oil through the lines and back to the supply tank. Before the oil can enter the burner nozzle and be ignited by the continuous spark, it must open a spring loaded ball valve on the outlet of the pump which sets up a back pressure sufficient to produce proper atomization of the oil at the burner nozzle. The machine is protected by a steel mercury-tube pressure switch that automatically stops the electric motor and pumps before excessive pressures are reached.

The motor is a ⅓ to ½ H.P. 1725 R.P.M. Century 110-220 V. 60 cycle single phase A.C. and is protected by a thermostatic element in the hand switch which will stop the motor if excessive loads and temperatures are reached. The machine is equipped with a "Durakool" Mercury tube pressure switch for operating by remote control so that the machine can be located in the boiler-room or a non-hazardous location and be operated from any part of the building.

RECOMMENDATIONS

On the basis of this inspection and test, it is recommended that the appliance known as the Hypressure Jenny Steam Cleaner, Models JM (JMa) and JL (JMi) be approved for *voluntary* installation in fireproof boiler-rooms or other fireproof rooms of garages when completely separated from the garage space by fireproof walls, with entrance to such room from the exterior of the building with cleaning solution pipe line containing vapor solution only being permitted to pass into the equipment to be operated by remote control, the pipe to be sealed in the wall and the equipment may also be used in non-hazardous locations in machine shops or foundries and that in either case the appliance be either flue connected or be provided with a hood properly ventilated; and provided further that the appliance bear a label permanently affixed reading: "Approved by the Board of Standards and Appeals for voluntary installation in New York City when installed as provided under Cal. 672-42-SA."

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

and

WHEREAS, this report recommended the approval of this appliance.

Resolved, that the Board of Standards and Appeals does hereby *approve* the appliance known as the Hypressure Jenny Steam Cleaner, Models JM (JMa) and JL (JMi), *on condition* that the appliance be manufactured, installed, and labelled, stamped or tagged in accordance with the above report.

MINUTES

911-42-SM

APPLICANT—G. Walton Busch and Sons, Incorporated, owner.

SUBJECT—Busch "Codepruf" Grease Trap, approval of. APPEARANCES—

For Applicant: G. Walton Busch.

ACTION OF BOARD—Material approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4 Negative 0

THE RESOLUTION (911-42-SM)

WHEREAS, G. Walton Busch and Sons, Incorporated, owner, filed on December 30, 1942, an application with the Board of Standards and Appeals for approval of the material known as the Busch "Codepruf" Grease Trap; and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS.

February 6, 1943

Re: Cal. No. 911-42-SM

Subject: Busch "Codepruf" Grease Trap, approval of.

G. Walton Busch & Sons, Inc. of New York City, filed December 30, 1942, an application of the Board of Standards and Appeals for approval of the Busch "Codepruf" Grease Trap under the provisions of C26-178.0b for use under C26-1260.0, Administrative Building Code.

The functions of this trap is to provide a unit for the interception and retention of grease from waste water and to provide a means for easily removing the grease after a period of accumulation.

The grease trap consists of a cast iron body, painted white enamel inside and out, with a cast-iron cover bolted down against an asbestos graphite impregnated gasket. The trap is made with a slanted bottom design, continuous channel from inlet to outlet, with a steeper incline than the normal bottom and with removable baffles whose function is to route the water on its discharge into the interceptor and to break up the grease globules. The principle of operation is based on the differential in specific gravity of grease and water.

The trap is made in 9 sizes:

No.	3000	having a capacity of	250	gals. per hour.
3001	"	"	500	"
3002	"	"	700	"
3003	"	"	950	"
3004	"	"	1500	"

No.	3005	having a capacity of	2500	gals. per hour.
3006	"	"	4000	"
3007	"	"	9000	"
3008	"	"	15000	"

They are of cast iron 1/4 inch thick with the exception of the base which is 5/8 inch thick. They are made skirted or with legs as may be required for each installation.

A sample of these traps, model No. 3002 with a capacity of 700 gallons per hour, was inspected and tested by the Committee on Tests at the Trioboro Hospital on January 8, 1943, and found to function as designed and with the other similar traps located there almost all of the grease which came from the kitchen is removed as evidenced by the fact that the outflow from the trap is practically free from grease.

RECOMMENDATIONS.

On the basis of the inspection and test, the Committee recommends that the Busch "Codepruf" Grease Trap be approved for use in New York City under Section C26-191.0 for use under Section C26-1260.0, Administrative Building Code, provided the device bears a label permanently affixed, reading, "Approved by the Board of Standards and Appeals for use in New York City under Cal. No. 911-42-SM" and the word "Notice" "The grease in the trap must be removed at intervals of not more than one week", and a record of the time of each cleanout be kept conspicuously posted in the room where the trap is installed.

(Sgd.) BERNARD A. SAVAGE, Commissioner,

CHARLES M. BLUM, Commissioner,

LESLIE V. HUBER, Chief Engineer, Committee on Tests

and

WHEREAS, this report recommended the approval of this material.

Resolved, that the Board of Standards and Appeals do hereby approve the material known as the Busch "Codepruf" Grease Trap, on condition that the material be manufactured installed and labelled, stamped or tagged in accordance with above report.

Adjourned: 4:55 P. M.

JOSEPH J. DOYLE, Chief Clerk

WARNING

Notice is hereby given to all appellants and applicants, and to all lawyers, architects and engineers representing owners or lessees in proceedings before the Board—

First, That if they do not appear in person or by representative at the hearing of their case, dismissal for lack of prosecution is likely to result.

Second, That due and ample notice of the date set for hearing is provided in the publication in this BULLETIN of the calendars of the Board, each case being set down by Calendar Number and the premises under the date of the hearing.

Third, That no plea of ignorance of the date of the hearing can be entertained in view of this publication and of the posting of the calendars on the bulletin board in the

offices of the Board and of the further publication of the calendars in the daily press.

Fourth, That no one is entitled to written notice of the date for the hearing in his case, and that the plea of failure to receive such notice is no excuse for neglect to appear.

Fifth, That the business of the Board is to dispose of cases promptly; therefore, no appeal or application will be held in abeyance by reason of failure of the appellant or applicant to file necessary data, or by any other method of delay.

Sixth, That no appeal or application will be accepted for filing unless, at the time of filing, all papers, plans and data required by law are supplied, as specified on the blank appeal or application forms.

BULLETIN

OF THE

THE UNIVERSITY OF
MAR 16 1943
UNIVERSITY OF IL

BOARD OF STANDARDS AND APPEALS

CITY OF NEW YORK

Issued under authority of Chapter 27, Section 665 of the Charter of the City of New York.

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DIRECTORY

BOARD OF STANDARDS AND APPEALS

HARRIS H. MURDOCK, Chairman

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Saturdays 9 a. m. to 12 noon.

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and 792-42-A.

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15-41-SM.

Section Affecting Calendar Number 37-43-S.

CERTIORARI ORDERS SERVED ON THE BOARD OF STANDARDS AND APPEALS

On February 18, 1943, copy of Order and Petition was served on the Board by William B. O'Connor, attorney for J. Arthur Kennedy & Son, Inc., owner, in re decision of the Board on January 19, 1943, denying request for rehearing; Cal. No. 82-38-A; premises 60-64 Commerce Street, and 53-57 Seabring Street, Borough of Brooklyn.

On February 18, 1943, copies of Petition and Order of Certiorari were served on this office by Frederick Behr, attorney for 165 West 71st Street, Inc., owner, in re a decision of the Board on January 19, 1943, affirming the decision of the Borough Superintendent on Alt. Applic. 946-42, and denying appeal for use of the easterly part of the building as a separate unit, being contrary to resolution of the Board under Cal. No. 838-23-A; Cal. No. 791-42-A; premises 165 West 71st Street, Borough of Manhattan.

COURT DECISIONS

Matter of Rolegru Realty Corp. vs. Murdock, et al—On March 17, 1942, the Board denied an application, under Section 7c, for the conversion of the 2nd story of an existing three-story building, in a residence use district, from residence use to business use (offices); Cal. No. 282-41-BZ; premises 346 West 44th Street, Borough of Manhattan. Previously, on July 15, 1941, the Board had denied an application for a zoning variance to permit both the 2nd and 3rd floors to be occupied for business use. The street floor has a business use, lawfully established prior to change in zone in 1936 from business to residence. The 2nd and 3rd floors were subject to violation for illegal occupancy for business purposes.

Mr. Justice Valente, at Part III, Supreme Court, affirmed the determination of the Board, finding that there were insufficient facts to establish an abuse of discretion. (N.Y.L.J. February 26, 1943).

Matter of Alexander's Department Store, Inc., lessee, Level Realty Corp., owner, vs. Murdock, et al—On April 21, 1942, the Board denied application under Section 21 of the building zone resolution, to permit in a business use district the erection and maintenance of a non-flashing, illuminated business sign on the roof of an existing business building; Cal. No. 46-42-BZ; premises 2501 Grand Concourse, Borough of The Bronx. Mr. Justice Cohalan of Special Term, Supreme Court, reversed the Board (N.Y.L.J. September 19, 1942). The building is a four-story department store at Grand Concourse and Fordham Road, Borough of The Bronx. The Board had granted a variation of the Building Code under Cal. No. 600-41-A, to permit the building to be increased in height from two stories to four stories, but refused to allow, as a matter of right, the large electric sign, lawfully erected on the roof of the two-story building, to be re-erected on the roof of the building as increased in height to four stories. This action was without prejudice to the filing of an application for a zoning variance to permit re-erection of the sign. The zoning variance was denied under Section 21.

Upon review by the Supreme Court, Appellate Division, First Department, the Board's decision was unanimously reinstated, the Court stating *per curiam*: "Upon the facts presented for decision to the Board of Standards and Appeals of the City of New York, it cannot be said that the Board might not reasonably conclude to deny the petitioners' application. Accordingly, since the action of the Board was not arbitrary or capricious, the order of the Special Term which annulled the determination should be reversed. The order appealed from should be reversed with \$20. costs and disbursements, and the motion to vacate the order of certiorari and to confirm the determination of the Board of Standards and Appeals granted." (N.Y.L.J. February 27, 1943).

CALENDAR

Matter of Marie Ramundo vs. Murdock, et al—On July 5, 1939, the Board denied an appeal from an order of the Borough Superintendent, Department of Housing and Buildings; Cal. No. 474-39-A; premises 1711 Taylor Avenue, W.S., 95.01 ft. north of Van Nest Avenue, Borough of The Bronx.

By order of the Court, the appeal was restored to Calendar for additional testimony.

On July 1, 1941, the Board received additional testimony, indicating that prior to April 18, 1929, the building was not occupied by 3 families, in accordance with definition of a family in the Multiple Dwelling Law, etc., etc.; Board denied request to restore to Calendar.

Mr. Justice McGeehan at Special Term, Supreme Court reversed Board and annulled the order of Borough Superintendent, Department of Housing and Buildings (N.Y.L.J. March 7, 1942).

The building is a two-story frame structure, erected in 1903 for two families and located in a residence use district. Affidavits filed alleged that the building had been occupied for three families without legal sanction prior to 1929. The Borough Superintendent issued a permit for alterations to accommodate three families (Alteration Application 963-37) under the authority of the decision at Special Term, Supreme Court by Mr. Justice Peter Smith in re *People (Louis H. Pink as Superintendent of Insurance) vs. Murdock* (N. Y. Law Journal November 27, 1937), 166 Misc. 124, 300 N. Y. S. 1250. Later, the approval of plans was rescinded and a Certificate of Occupancy refused. Upon appeal to the Board, the action of Borough Superintendent was affirmed, holding that neither the Borough Superintendent nor the Board had any jurisdiction to vary the Multiple Dwelling Law, and that the alteration is not permissible so as to increase the number of families under Section 56 of the Multiple Dwelling Law.

Upon review of the decision of Special Term, reversing the action of the Board, Supreme Court, Appellate Division, First Department, unanimously restored the decision of the Board, stating *per curiam*:

"The determination of the Board of Standards and Appeals to the effect that petitioner's premises were not used as a three-family dwelling on and before April 18, 1929, is amply supported by the evidence. The Board was warranted in sustaining the orders of the Bronx Borough Superintendent of Housing and Buildings dated March 15, 1939, which ordered a revocation of permits for alterations and directed petitioner to remove violations arising out of the alterations thus made. Misrepresentations as to the material facts in the application on which the permit and approval were based were adequately established. Upon discovery thereof, the Building Superintendent had express power to revoke the permit theretofore issued. (See Sec. C26-180.0 Administrative Code, Sec. 300 Multiple Dwelling Law.) Petitioner obtained no rights under the invalid permit. (Matter of Durning v. Reville, 137 Misc. 173, 176, 177, aff'd. 232 App. Div. 790.)

The order should be reversed with \$20. costs and disbursements and the motion to dismiss the order of certiorari and to confirm the determination of the Board of Standards and Appeals granted." (N. Y. Law Journal February 27, 1943.)

The decision of the Appellate Division in effect sustains the contention of the Board as contained in the Brief submitted to the Court, reading, in part, as follows:

"The Court at Special Term erred in assuming that the illegal conversion of a two-family dwelling to a three-family dwelling prior to April 18, 1929, entitled the owner to have her building declared a heretofore existing tenement house.

In the year 1937 the Special Term, Kings County, decided *People ex rel Pink vs. Murdock*, 166 Misc. 124. That decision enunciated a novel theory which has greatly embarrassed the Board of Standards and Appeals in cases like the present, ever since. It was there held that the provision contained in Sec. 56 of the Multiple Dwelling Law that no 'frame building not now used as a multiple dwelling shall hereafter be altered or converted to such use' had reference to actual physical use—however illegal—and not to use with the record approval of the municipal Building Department. There, as here, the Court was dealing with a two-family dwelling unlawfully converted to a three-family dwelling situated outside the fire limits.

While Mr. Justice McGeehan does not mention the *Pink* case in his opinion (fols. 340-345) in the case at bar, it is clear that he had in mind the novel theory which was pronounced there. Clearly, Mr. Justice McGeehan has assumed that if the Building Department had before it affidavits showing that the frame dwelling here involved was illegally converted to a three-family dwelling house prior to April 18, 1929, it would follow that out of that illegal conversion would spring a right to have this frame building declared a heretofore existing tenement house. This whole premise is patently erroneous, and we respectfully ask this Court to declare the legal impropriety of that theory. When the Supreme Court, in the *Pink* case, decided that a

frame building illegally converted into a three-family tenement house gave the illegal converter a vested right under Sec. 56 of the Multiple Dwelling Law, the Court disregarded the plain statutory provisions of Sec. 31 of the (old) Tenement House Law, in force from 1901 to 1929.

It should be added, here, that while it is true that the Supreme Court's decision in the *Pink* case was not appealed, it was thought at the time of the decision that it would not become a precedent which property owners would take improper advantage of for the purpose of having other buildings declared 'heretofore existing tenement houses' or that the building authorities in the City of New York would be bound by the adjudication. However, the report of the *Pink* case in Vol. 15A of McKinney's Laws of New York, title 'Multiple Dwelling Law' under Section 56 (p. 24 of the 1942 Annotation) has had that effect. The present case offers an opportunity to correct all the effects of the *Pink* decision.

We submit that Mr. Justice McGeehan's assumption that out of an illegally converted three-family dwelling could spring a vested right into the converter to have his building declared a heretofore existing tenement is wrong in law under Sec. 31 of the Tenement House Law, quoted above. If this Court agrees with our contention in this respect, then it will follow that the certificate of occupancy now sought from the Building Department would have no basis in law and the action of the Board of Standards and Appeals in upholding the Building Superintendent's refusal to issue it should not have been disturbed by the Supreme Court.

This Court will perceive that it is an easy thing for the owners of buildings to secure affidavits stating that their residence buildings were, in actuality, used as three-family dwellings prior to 1929—however unlawful that use may have been—and upon the basis of such affidavits to secure from municipal building authorities a permit such as was here issued, so long as the building appears to be that an unlawful three-family use established prior to 1929 can mature into a vested right to have such use made the basis of a heretofore existing tenement.

The Commissioner of Investigation has become aware of these abuses, and, properly, has called the matter to the Board's attention. In the present case he acted upon complaint of five neighboring owners. The present case is the first one to reach this tribunal and, as aforesaid, offers an opportunity to review the effect of the *Pink* decision and to correct what we believe to be a deleterious and improper interpretation of the statute involved.

In view of all the above, we submit, that no permit could legally have been issued, by the Building Department granting a vested right to any person to use a building as a 'heretofore existing tenement house' where, that conversion would have been illegal under Sec. 31 of the Tenement House Law, even although conversion had taken place prior to April 18, 1929. It follows that the certificate of occupancy here sought was properly denied."

DOCKET

New Cases Filed up to March 2, 1943.

Cal. No. Dept. Premises Affected.

77-43-S—H.B.Q.—41-32 58th street, west side, 115 103¼ in. north of 43rd avenue (Block 1328, Lot 72), L.I. Island City, Borough of Queens, Alt. 2073-42.

78-43-A—F.D.—300 Pacific street, south side, 250 ft. E. of Smith street (Block 188, Lot 20), Borough of Brooklyn, Decision re 92130-L. C.

79-43-A—H.B.R.—195 Victory boulevard, north side, 149.96 ft. east of Pike street (Block 33, Lot 33), Tompkinsville, Borough of Richmond, B.N. 41-43.

80-43-A—H.B.Q.—117-08 114th avenue (Linden boulevard), southwest corner of 118th street (Block 11644, Lots 4, 7 and 9), Richmond Hill, Borough of Queens, 68-43.

81-43-BZ—H.B.Q.—111-59 158th street, east side, 250 ft. south of 112th road (Block 12176, Lot 12), Jamaica, Borough of Queens, Alt. 2803-39.

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43-BZ—H.B.B.—1232-1254 Avenue Z and 2602-2644 t 13th street, southwest corner (Block 7457, Lot 1), ough of Brooklyn, B.N. 990-42.

43-A—F.D.—Re Packaging of combustible mixture wn as "Old English Liquid Wax" in one-half gallon one gallon glass bottles (capacity of bottles not in conformity with Administrative Code Specifications), De- on.

43-A—F.D.—697-701 Greenwich street and 259-263 st 10th street, northeast corner (Block 631, Lot 30), ough of Manhattan, 16011-L.F. and Decision.

43-S—H.B.B.—49 Van Sinderen avenue, east side, 98 7 in. north of Atlantic avenue (Block 1576, Lot 1), Bor- h of Brooklyn, B.N. 105-43.

43-BZ—H.B.B.—575-587 East New York avenue, h side, 134 ft. 6 in. west of Kingston avenue (Block 2, Lots 51 and 54), Borough of Brooklyn, B.N. 229-43.

43-A—F.D.—Foot of 85th street and Grand Central kway, (Block 926, Lot None), Seaplane Hangar "A", Guardia Field, Jackson Heights, Borough of Queens, ision.

43-A—F.D.—43-06 Crescent street, west side, 100 ft. h of 43rd road (Block 435, Lot 13), Long Island City, ough of Queens, 93028-L.C. and 93909-L.C.

43-A—H.B.B.—131 Sumner avenue and 286-294 Hart et, southeast corner (Block 1594, Lot 9), Borough of oklyn, Alt. 1198-42.

43-BZ—H.B.B.—1688 St. Marks avenue (rear), south- corner of Rockaway avenue (Block 1461, Lot 11), Bor- n of Brooklyn, B.N. 1738-42.

Restored to Calendar.

43-BZ—H.B.M.—50-56 Downing street and 214-218 st Houston street (Block 528, Lots 13, 28, 29, 30 and Borough of Manhattan, Alt. 268-33.

IGNATIONS: H.B.—Department of Housing and Buildings; B.—Department of Housing and Buildings, Brooklyn; H.B.M.—rtment of Housing and Buildings, Manhattan; H.B.Q.—De- nent of Housing and Buildings, Queens; H.B.R.—Department ousing and Buildings, Richmond; H.B.Bx.—Department of ing and Buildings, Bronx; H.D.—Health Department, and —Fire Department.

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Vacuum Breakers Nov. 10, 1942—Vol 27, No. 45

MARCH 9, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning March 9, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

545-42-BZ—Application, June 30, 1942, under section 7h of the zoning resolution, of A. H. Salkowitz, applicant, on behalf of Lubritorium, Inc., owner, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 77-02 Roosevelt avenue, southeast corner of 77th street (Block 1488, Lot 1), Jackson Heights, Borough of Queens.

669-42-BZ—Application, September 11, 1942, under sec- tions 7f and 21 of the zoning resolution, of Wing Holding Corporation, applicant and owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 40-11 Skillman avenue, north side, 545.51 ft. west of 43rd street (Block No. 183, Lot No. 290), Long Island City, Borough of Queens.

330-22-BZ—Application of Allen A. Blaustein, applicant, on behalf of 1663 East 17th Street Corporation, owner, re- opened February 9, 1943, under sections 7a, 7b, 7c and 21 of the zoning resolution, to permit partly in a business use and partly in a residence use district, the alteration and con- version of occupancy of a three story theatre and stores building (previously granted by the Board) to a one story stores building; premises 1663-1669 East 17th street, east side, 57 ft. 2½ in. south of Kings Highway (Block 6780, Lot 55), Borough of Brooklyn.

331-42-BZ—Application of Samuel Rosenblum, applicant, on behalf of Fifty-Five Wadsworth Terrace Corp., owner, reopened December 8, 1942, under sections 7i and 21 of the zoning resolution, to permit in a business use district, the

CALENDAR

conversion of occupancy of the basement story of an existing building to a five car garage and motor vehicle repair shop (the motor vehicle repair shop use was previously denied by the Board); premises 145-155 Fort George avenue and 1662-1670 St. Nicholas avenue, northerly intersection (Block 2149, Lot 276), Borough of Manhattan.

205-30-BZ—Application of John G. Schuhmann, applicant, on behalf of Slio Realty Corp., owner, reopened August 16, 1938, under section 21 of the zoning resolution, to permit in a residence use district, the alteration and change of occupancy of part of the first story of an existing multiple dwelling (tenement) to business use (stores); (previously denied by the Board); premises 1215 Grand Concourse, west side, 150 ft. north of West 167th street (Block 2464, Lot 1), Borough of The Bronx.

935-41-BZ—Application, November 3, 1941, under section 7f of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Albert Bender, owner, to permit in a business use district, the erection and maintenance, for a term of years, of a gasoline service station; premises 101-109 Grand street Extension and 308-312 South 2nd street, northwest corner (Block 2422, Lots 17, 18, 19 and 20), Borough of Brooklyn.

71-43-BZ—Application, February 17, 1943, under section 7e of the zoning resolution, of Nick De Martini, applicant, on behalf of Louisa De Martini, owner, to permit in a residence use district, the erection and maintenance, for a term of two years, of three (3) business buildings (to house 1000 chickens in each building); premises 149-19 Union turnpike, northwest corner of 150th street, northeast corner of 79th avenue and 150th street and southeast corner of 79th avenue and 150th street (Block 6691, Lot 81, Block 6711, Lots 39 and 41 and Block 6712, Lots 17 and 19), Flushing, Borough of Queens.

HARRIS H. MURDOCK, *Chairman.*

MARCH 9, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday afternoon March 9, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

Appeal from Administrative Decision.

68-43-A—13-15 College place, west side, 109 ft. north of Love lane (Block 236, Lot 68), Borough of Brooklyn.

Materials for Approval.

790-42-SM—Rocklath and Diamond Liner (Gypsum Lath) Plasterboard.

236-39-SM—Metal Lath and Lathing accessories of the Consolidated Expanded Metal Companies.

MARCH 16, 1943, 10 A.M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday morning March 16, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

Zoning Applications.

116-33-BZ—Application of Katherine Alberti, applicant and owner reopened March 2, 1943, for consideration as to amendment of resolution, so as to permit the building to be rented to a motor hauling concern for the storage of more than five motor vehicles—re Application, previously granted on condition, under sections 7e and 21 of the zoning resolution, permitting in a business use district, the extension of an existing garage for more than five motor vehicles (pleasure cars) and 15 trucks in the ownership and control of the owner (granted by the Board under Cal. No. 304-30-BZ); premises 50-56 Downing street and 214-218

West Houston street, north side, 159 ft. 6¾ in. east of Varick street (Block 528, Lots 13, 28, 29, 30 and 31), Borough of Manhattan.

801-42-BZ—Application, November 16, 1942, under section 21 of the zoning resolution, of Harry Hurwit, applicant on behalf of Morris Newman, owner, to permit in a residence use and also C area district, the maintenance of a building (play room) which was erected without providing the required rear yard; premises 3426 Barker avenue, east side, 38 ft. 6 in. south of Duncomb avenue (Block 4627, Lot 12), Borough of The Bronx.

802-42-BZ—Application, November 16, 1942, under section 21 of the zoning resolution, of Harry Hurwit, applicant on behalf of Harry Klein, owner, to permit in a residence use and also C area district, the maintenance of a building (play room) which was erected without providing the required rear yard; premises 3428 Barker avenue, east side, 18 ft. 6 in. south of Duncomb avenue (Block 4627, Lot 112), Borough of The Bronx.

243-42-BZ—Application, March 25, 1942, under section 21 of the zoning resolution, of La Bella Service Station, Inc., applicant and owner, to permit in an unrestricted use district, the erection and maintenance of a gasoline service station having exits and entrances within 200 ft. of entrances to a school; premises 291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

429-37-BZ—Application of Morris Roth, applicant and owner, reopened February 2, 1943, under sections 7a, 7b and 21 of the zoning resolution, to permit partly in a business use and partly in a residence use district, the conversion of occupancy of a frame building to a stable for more than five horses; premises 47-11 108th street, northeast corner of 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens.

Appeals from Administrative Decisions.

45-43-A—47-11 108th street, northeast corner of 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens.

881-40-A—291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

MARCH 16, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday afternoon, March 16, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

Zoning Application.

617-42-BZ—Application, August 12, 1942, under section 7c of the zoning resolution, of John F. Payne, applicant on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the erection and maintenance of a new accessory (lubratorium) building, an existing gasoline service station; premises 1979 E 177th street, northwest corner of Pugsley avenue (Block No. 3794, Lot No. 50), Borough of The Bronx.

Appeals from Administrative Decisions.

746-42-A—241 West 72nd street, north side, 280 ft. 6 in. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

13-43-A—4517 Surf avenue, east side, 100 ft. north of Neptune avenue (Block 7824, Lot 138), Borough of Brooklyn.

855-42-A—205-215 East 42nd street, north side, 80 ft. east of Third avenue and 204-210 East 43rd street (Block 1316, Lot 5), Borough of Manhattan.

CALENDAR

Materials for Approval.

-41-SM—Stormtight Caulking Compound.

-40-SM—Atlantic Asbestos Corporation, Asbestos Air Pipe Covering, Asbestos Air Cell Blocks, Woolfelt Pipe Covering, one inch thick and Woolfelt Pipe Covering, one inch thick, double shell.

HARRIS H. MURDOCK, *Chairman.*

MARCH 23, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday morning, March 23, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

Zoning Applications.

-42-BZ—Application, April 7, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of North American Oil Corporation, owner (Matt David, lessee), to permit in a business use district, upon a plot occupied as a gas station and individual garages, the erection and maintenance of a building to be occupied as a garage for more than five (5) motor vehicles, lubricatorium, waiting rooms and office and the use of the remainder of the plot as a gasoline service station; premises 1672-1680 11th street, southeast corner of Bay 14th street (Block No. 5, part of Lot No. 33), Borough of Brooklyn.

-42-BZ—Application, November 30, 1942, under section 7h of the zoning resolution, of John C. Wandell, applicant, on behalf of Estate of William Kuenstle, owner (John Gallo, lessee), to permit partly in a business use and partly in a residence use district, for a term of two years, parking and storage of more than five motor vehicles; premises 8714-8720 Fifth avenue and 448-459 88th street, northwest corner (Block 6050, Lot 40), Borough of Manhattan.

-41-BZ—Application of Louis A. Kiesewetter, applicant, on behalf of Frieda Block, owner (Staten Island Oil Co., Inc., lessee), reopened July 23, 1942, under section 7c of the zoning resolution, to permit in a retail use district, the relocation of an accessory building and gasoline dispensing pumps on an existing gasoline service station (previously acted upon by the Board); premises 2505 (2485 played) Victory boulevard and 538 Willowbrook road, southeast corner (Block 486, Lot 8), Willowbrook, Borough of Richmond.

-39-BZ—Application of Regan and Barrett, applicants and attorneys, on behalf of Chapmald Realty Corporation, owner, reopened November 4, 1942, under section 7h of the

zoning resolution, to permit in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles (previously denied by the Board under section 21 of the zoning resolution); premises 406-420 West 55th street, south side, 100 ft. west of Ninth avenue (Block 1064, Lots 37, 39, 40, 41 and 42), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman.*

MARCH 23, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday afternoon, March 23, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:*

Appeal from Administrative Decision.

719-42-A—1360-1366 Fifth avenue and 1-3 West 113th street, northwest corner (Block 1597, Lot 33), Borough of Manhattan.

MARCH 30, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday morning, March 30, 1943, at 10 o'clock in Room 1013, Municipal Building Manhattan, on the following matters:*

Zoning Applications.

787-42-BZ—Application, November 10, 1942 under sections 21 and 7e of the zoning resolution, of Frank C. Keller, applicant, on behalf of Peerless Realty Corporation, owner, to permit in a business use district, for a term of two years, the use of an existing building for baling paper and rags and storage of metals; premises 117-05 122nd street, east side, 100 ft. south of Rockaway boulevard (Block 11715, Lot 36), Ozone Park, Borough of Queens.

987-41-BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kiesewetter, applicant, on behalf of The Texas Company, owner, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station; premises 736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn.

Appeal from Administrative Decision.

792-42-A—796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn, Misc. 8575-41.

HARRIS H. MURDOCK, *Chairman.*

MINUTES

BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

TUESDAY MORNING, MARCH 2, 1943.

Present: Chairman Murdock, Commissioners Savage and Gunn and Deputy Chief Gunn.

The minutes of the regular meetings of the Board held on *Tuesday morning, February 24, 1943, and Wednesday afternoon, February 24, 1943, were approved as printed in Bulletin No. 9, Volume 28.*

ZONING CASES

-41-BZ

APPLICANT—Louis A. Kiesewetter, for Texas Company, owner.

SUBJECT—Application (re decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station.

PREMISES AFFECTED—736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block 4675, Lot 6), Borough of Brooklyn.

APPEARANCES—

For Applicant: Joseph B. Lynch.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to March 30, 1943 at 10 A. M., on request of applicant's representative.

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787-42-BZ

APPLICANT—Frank C. Keller, for Peerless Realty Corporation, owner.

SUBJECT—Application (decision of the borough superintendent) under sections 21 and 7e of the zoning resolution, to permit in a business use district, for a term of two years, the use of an existing building for baling paper and rags and storage of metals.

PREMISES AFFECTED—117-05 122nd street, east side, 100 ft. south of Rockaway boulevard (Block 11715, Lot 36), Ozone Park, Borough of Queens.

APPEARANCES—

For Applicant: Frank C. Keller and John Eremita.
For Opposition: Joseph P. De Filippis, Sol H. Yellin, Joseph Sicilian, Margaret Farrenkoff and Vincent Macon.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to March 30, 1943 at 10 A. M., pending an inspection by a Committee of the Board. No Further argument.

460-32-BZ

APPLICANT—Jack Z. Cohen, for Abraham Hechter, owner.

SUBJECT—Application reopened February 9, 1943 for consideration as to amendment of resolution as to additional use re parking of cars (decision of the borough superintendent)—Application, previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the change of occupancy of an existing building so as to include a motor vehicle repair shop.

PREMISES AFFECTED—1551-1555 Coney Island avenue, east side, 100 ft. south of Avenue L (Block 6731, Lot 90), Borough of Brooklyn.

APPEARANCES—

For Applicant: Larry Meltzer.
For Opposition: None.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Resolution amended.

THE VOTE TO AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (460-32-BZ)

WHEREAS, this application under section 21 of the zoning resolution, permitting in a business use district, the change of occupancy of an existing building, so as to include a motor vehicle repair shop, affecting premises 1551-1555 Coney Island avenue, east side, 100 ft. south of Avenue L (Block 6731, Lot 90), Borough of Brooklyn, was granted by the Board on December 16, 1932, the resolution reading as follows:

"Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution and that the application be and it hereby is granted, permitting the existing building in the rear to be used as a motor vehicle repair shop daily except Sundays between the hours of 8:00 a. m. and 6:00 p. m., on condition that all work shall be confined to minor alterations and repairs of automobiles; that no machinery shall be installed or used other than light machines not requiring a motive power of more than one-half horsepower each; that no open flames, electric or acetylene welding equipment, anvils or open forges shall be installed or used; that no fender or body work shall be done in connection with motor vehicle repair use; that the building shall not be increased in area or height and shall comply with all other requirements of the building code and other rules

and regulations covering a building for this occupancy that there shall be no windows or other openings in the rear or side walls of this building; that the existing gas line tanks now buried in the yard shall be filled up and sealed so as to remain unused; that there shall be no opening between the existing building, used as an automobile accessory store on the front of the lot and the building on the rear of the lot; that no signs whatever shall be installed on the premises, indicating that automobile repair work is to be done, except a small sign on the front of rear building; that this application is granted only so long as the existing one-story building now on rear of the lot is maintained or remains; that all permits for this motor vehicle repair shop shall be obtained within three (3) months and all work required to be done shall be completed within six (6) months from the date of this action."

and

WHEREAS, the applicant requested an amendment of the resolution; and

WHEREAS, this application was reopened by vote of the Board on February 9, 1943 and set for hearing on March 2, 1943; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting March 2, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the decision of the borough superintendent, B.N. Applic. 2950-42, dated November 12, 1942, reads as follows:

"1. No permission is granted by the Board of Standards and Appeals (Cal. 460-32-BZ) as to parking of cars. Resubmit to the Board for their approval of additional use."

Resolved, that the Board of Standards and Appeals do hereby amend the resolution adopted by the Board on December 16, 1932 by adding thereto:

"That in the event the owner desires to occupy unutilized space toward the front for the storage of not more than (5) motor vehicles, a permit may be issued."

155-36-BZ

APPLICANT—Tobias Goldstone, for Simon Hollander, owner.

SUBJECT—Application reopened April 30, 1940 (decision of the borough superintendent under section 7c of the zoning resolution, to permit the extension from an unrestricted use district into a business use district, of an existing structural iron works.

PREMISES AFFECTED—821-835 Stone avenue, 258-260 Lott avenue, southeast corner and 540-554 Christopher avenue, southwest corner of Lott avenue (Block 3855, Lots 10 and 17), Borough of Brooklyn.

APPEARANCES—

For Applicant: Tobias Goldstone and Jack J. Hollander.
For Opposition: Morris K. Siegel, Ralph Orben and others.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Resolution amended.

THE VOTE TO AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...
Negative

THE RESOLUTION (155-36-BZ)

WHEREAS, this application under section 7c of the zoning resolution, permitting the extension from an unrestricted use district into a business use district, of an existing structural iron works, affecting premises 821-835 Stone ave:

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280 Lott avenue, southeast corner and 540-554 Christopher avenue, southwest corner of Lott avenue (Block 3855, lots 10 and 17), Borough of Brooklyn, was granted by the Board on July 7, 1936, the resolution reading as follows:

"Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution, and that the application be and it hereby is granted under section 7c to permit the plot under appeal to be used as an extension of the structural iron fabricating works now occupying the adjoining Lot 10 to the west in an unrestricted district; on condition that the fabrication of steel shall be exclusively restricted to Lot 10, that no riveting shall be carried on in the premises under appeal and that in the adjoining premises now occupied on Lot 10 the riveting shall be done within a roofed enclosure to reduce the objectionable noise; that the building in which the extension of the crane is proposed to be erected shall be completely roofed over and shall be completely enclosed with brick walls on the Lott avenue and Christopher avenue sides and with brick or metal for a portion of the height on the lot side to minimize noise; that there shall be a wall not less than 20 ft. high erected between this proposed crane building and the proposed private garage building as permitted in a business use district along the Christopher avenue building line; that any opening in this wall shall be not over 12 ft. in width and shall be protected with solid gates that shall be closed at all times except while trucks are entering or leaving the premises; that any gate to Lott avenue from the premises under appeal shall have similar solid doors, kept closed except when trucks are entering or leaving the premises; that along Lott avenue in front of the present premises on Lot 10 the crane building shall be enclosed for the full height with heavy sheet metal and roofed over; that the structural steel crane shall be so constructed as to be operated with as little amount of noise as possible; that no material shall be stored beyond the building line of the premises; that complete plans shall be submitted and approved by the chairman in behalf of the Board before same are filed with the commissioner of buildings; and that this variance shall continue only so long as conditions as herein set forth are complied with."

WHEREAS, the applicant requested an amendment of the resolution; and

WHEREAS, this application was reopened by vote of the Board April 30, 1940, subject to usual procedure; and

WHEREAS, a public hearing was held on this application before the Board of Standards and Appeals, at its regular meeting March 2, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Christopher avenue is in a business and restricted use district; Stone avenue is in an unrestricted use district; Lott avenue is in a business and unrestricted use district and New Lots avenue is in an unrestricted use district; and

WHEREAS, the decision of the borough superintendent on Application 1009-40, dated January 8, 1943, reads:

"1. Since the original extensions of these iron works from an unrestricted use district into a business use district was granted conditionally by the Board of Standards and Appeals under Calendar No. 155-36-BZ, proposed alterations, consisting of roofing over a portion of the open yard plus the installation of an additional crane, should be referred back to that Board for its consideration."

WHEREAS, the applicant states that the premises consist of a plot of ground having a frontage of 200 ft. on Lott avenue, 140 ft. on Christopher avenue and 140 ft. on Stone avenue; that the westerly half of the plot is in an unrestricted use district and the easterly half is in a business use

district; that the plot is occupied as an iron works; that a part of the premises, having a frontage of 39 ft. on Christopher avenue and a depth of 96 ft. is now used for open storage of iron and that it is proposed to erect upon this portion of the plot, a new travelling crane, which is to be roofed over.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted on July 7, 1936, by adding thereto:

"that in the event the owner desires to roof over the open space on Lot 17, heretofore proposed to be left open, substantially as shown on revised plans marked "Received January 25, 1943," such roof may be constructed and the proposed crane installed, on condition that in all other respects, the resolution adopted by the Board on July 7, 1936 shall be complied with, except that the steel curtain along the side of the storage building, extending approximately 5 ft. from the roof thereof, on Lot 17 may be removed if the roof permitted herein is erected, provided that all other requirements of the resolution adopted July 7, 1936 including the prohibition that no fabrication shall be permitted on Lot 17, shall be complied with except that a power driven shear may be permitted to be located on Lot 17 where proposed only during the term of the present emergency and at the end of which term the shear shall be removed; that all permits shall be obtained and all work completed within six (6) months from the date of this amended resolution."

845-39-BZ

APPLICANT—Lama and Proskauer, for Harris Goody Realty Co., Inc., owner (Philip Mansdorf, lessee).

SUBJECT—Application reopened January 20, 1942 (decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a business use district, the parking and storage of more than five motor vehicles upon an existing gasoline service station (the gasoline station was previously acted upon by the Board).

PREMISES AFFECTED—253-263 Empire boulevard and 369-379 Rogers avenue, northeast corner (Block 1308, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama and Mr. Mansdorf.

For Opposition: Philip L. Field.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (845-39-BZ)

WHEREAS, this application under section 7c of the zoning resolution, permitting in a business use district, the erection of an accessory building on an existing gasoline service station, affecting premises 253-263 Empire boulevard and 369-379 Rogers avenue, northeast corner (Block 1308, Lot 1), Borough of Brooklyn, was granted by the Board on January 30, 1940, on certain conditions and the applicant requested an amendment of the resolution; and

WHEREAS, this application was reopened by vote of the Board January 20, 1942, subject to usual procedure; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting March 2, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Empire boulevard is in a business use district; Rogers avenue is in a business use district and Sullivan place is in a residence and business use district; and

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WHEREAS, the decision of the borough superintendent on Applic. 218-42, dated February 6, 1942, reads:

"1. Parking and storage of more than five motor vehicles in conjunction with gas station is contrary to Art. II, Sec. 4, Par. 15 of Zone Resolution."

and

WHEREAS, the applicant states that the premises consist of an irregular shaped plot of ground having a frontage of 101 ft. on Rogers avenue; 101 ft. on Empire boulevard and a distance of 86 ft. along the northerly lot line—occupied as a gasoline service station; that upon the northeasterly part of the plot there is a three car metal garage, approximately 50 ft. by 14 ft. in area; that it is proposed to continue the use as a gasoline service station and also, to use the plot for the storage and parking of more than five motor vehicles and that the gasoline service station was previously acted upon by the Board; and

WHEREAS, these premises and the surrounding area were inspected by a Committee of the Board; and

WHEREAS, the applicant stated that no work had been done to carry out the variance, granted under conditions by the Board on January 30, 1940, which work was required to be completed within one year and which variance is therefore void; and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant under section 7h, of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the application of the use district regulations of the zoning resolution and that the application be and it hereby is *granted* under section 7h for a term of two (2) years, to permit the premises now occupied by a gasoline station and a three car garage accessory thereto, to be also occupied for the parking and storage of more than five (5) motor vehicles, *on condition* that only motor vehicles of the pleasure car type and those capable of operation shall be so parked or stored; that no motor vehicles shall be parked on the lot within 10 ft. of the street building lines; that no changes from the present condition shall be made as to the structures on the site, unless approved by this Board; that all temporary signs of every nature shall be taken down and not replaced; that no permanent signs shall be erected on the premises other than those now existing, consisting of two sign posts for brand signs and a sign attached to the accessory building, except that a sign may be permitted advertising the parking and storage use, provided such sign does not exceed 15 sq. ft. and does not extend beyond the building line and is not illuminated; that the existing curb cuts shall not be extended; that such portable fire fighting appliances shall be maintained as the fire commissioner shall direct; that adequate aisles shall be maintained at all times for easy entrance and egress; that all permits shall be obtained and all work completed within three (3) months from the date of this resolution.

45-42-BZ

APPLICANT—Lama and Proskauer, for Samuel Schenkel, owner.

SUBJECT—Application (re decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, the alteration of and also the erection of a new accessory building on an existing gasoline service station.

PREMISES AFFECTED—4313-4323 Fourth avenue and 401-405 44th street, northeast corner (Block 729, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Samuel Schenkel.

For Opposition: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application denied.

THE VOTE TO GRANT—

Affirmative 0

Negative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4

THE RESOLUTION (45-42-BZ)

WHEREAS, Lama and Proskauer, for Samuel Schenkel, owner, filed on January 20, 1942, an application under section 7c of the zoning resolution, to permit in a business use district, the alteration of and also the erection of a new accessory building on an existing gasoline service station, 4313-4323 Fourth avenue, and 401-405 44th street, northeast corner (Block 729, Lot 1), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting March 2, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that 44th street and 43rd street are in residence and business use district and Fourth avenue is a business use district; and

WHEREAS, the decision of the borough superintendent on N.B. Applic. 2-42, dated January 6, 1942, reads:

"The erection of a building to be used as office, laundry, and lubritorium on an existing gasoline service station in a business use district is prohibited Art. II, Sec. 4a(46) of the Building Zone Resolution and

WHEREAS, the applicant states that the premises consist of a plot of ground having a frontage of 100 ft. 2 in. on Fourth avenue, and 38 ft. on 44th street, occupied by lunch cart and also as a gasoline service station; that it is proposed to remove the lunch cart and the other structure on the plot and to erect a one story, Class 3 building, 100 ft. 2 in. by 26 ft., irregular in area, to be used as a laundry, lubritorium and office, and to continue the use of the premises as a gasoline service station; and

WHEREAS, these premises and the surrounding area were inspected by a Committee of the Board; and

WHEREAS, the Board deemed that there was no justification for the exercise of its discretion to grant a zoning variance under Section 7, Subdivision c, of the zoning resolution, to reconstruct the station as proposed, because of inadequate provision for protection of pedestrians and failure to provide sufficient space to insure motor vehicles be serviced only within the plot without encroaching upon the sidewalk; that in the opinion of the Board, it is proposed to erect too much building for the small size of the plot.

Resolved, that the decision of the borough superintendent on N.B. Applic. 2-42, be and it hereby is *affirmed* and the application be and it hereby is *denied*.

885-42-BZ

APPLICANT—Vitale Della Penna, for Bessie Levinthaler, owner.

SUBJECT—Application (decision of the acting borough superintendent) under section 7e of the zoning resolution, to permit in a business use district, the conversion of occupancy of an existing building to milk bottling and distributing station and the use of same for a term of two years.

PREMISES AFFECTED—667-669 Hunts Point avenue west side, 145.30 ft. south of Bryant avenue (Block 2766-B, Lot 120), Borough of The Bronx.

APPEARANCES—

For Applicant: Vitale Della Penna, Dominick Giamberso and Max Levinthaler.

For Opposition: Harold Klorfein, Dept. of Planning and Buildings.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn..

Negative

THE RESOLUTION (885-42-BZ)

WHEREAS, Vitale Della Penna, for Bessie Levinthaler, owner, filed December 17, 1942, an application under section 7e of the zoning resolution, to permit in a business

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district, the conversion of occupancy of an existing building to a milk bottling and distributing station and the use of same for a term of two (2) years; premises 667-10 Hunts Point avenue, west side, 145.30 ft. south of Bryant avenue (Block 2766B, Lot 120), Borough of The Bronx; and

WHEREAS, a public hearing was held on this application before the Board of Standards and Appeals at its regular meeting on March 2, 1943; after due notice by publication in the Bulletin of the Board of Standards and Appeals; and WHEREAS, the use district maps accompanying the zoning resolution show that Hunts Point avenue is in business, unrestricted and residence use districts; Bryant avenue is in business and unrestricted use districts; Randell avenue is in unrestricted and business use districts; and

WHEREAS, the decision of the borough superintendent, dated January 6, 1943, re Alt. Applic. 612-42, reads:

"7. No building in a business district may be used as a milk bottling and distribution station. Art. II, Sec. 4a-23, Zoning Resolution."

WHEREAS, on February 24, 1943, the applicant amended his application to include the additional use of the building for storage of 19 delivery trucks (milk) and one Mack truck; said vehicles to be used in conjunction with the milk depot; and

WHEREAS, the decision of the borough superintendent dated February 19, 1943, re Alt. Applic. 612-42 reads as follows:

"9. In a business district no building may be used for the storage of more than five motor vehicles. Art. II, Sec. 4, Subd. 15, Zoning Resolution.

10. No premises may be used for the storage of more than five motor vehicles if vehicular entrance to or from same is situated on either side of a street between two intersecting streets on which portion there exists an exit to or from a playground, as per Art. V, Sec. 21A, Zoning Resolution."

WHEREAS, the applicant states that the existing building of Class 3 construction, having a frontage of 50 ft. on Hunts Point Avenue, 56 ft. on Bryant avenue and a maximum depth of 99 ft.; that the building is one story and one and one-half in height and it is proposed to convert the occupancy of the existing building to a milk bottling and distributing station and the use of same for a term of two years; and

WHEREAS, these premises and the surrounding area were inspected by a Committee of the Board; and

WHEREAS, the Board found that the entrance to the playground was not within the same block and not within one hundred feet of the entrance to the building; and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant under Section 7, subdivision c. of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution and that the application be and it hereby is granted under section 7e for a term of two (2) years, to permit the building to be occupied as a milk distributing station, on condition that the building shall not be increased in height or area; that there shall be no bottling of milk on the premises; that all windows facing on Bryant avenue and also on the vacant lot to the north, shall be fastened so as to be unopenable; and that for occupancy of more than five motor vehicles but admitting not more than five (5) motor vehicles to be stored on the premises, one of which motor vehicles may be one Mack truck; that all other trucks used in the business and above the five motor vehicles permitted to be stored within the building, shall be stored elsewhere; that no motor vehicle repairing shall be permitted on the premises; that no gasoline shall be stored; that adjoining premises within the block, shall not be used in conjunction with this use herein permitted and no motor vehicles used

in conjunction therewith shall be stored in such adjacent premises; that the delivery trucks shall so be arranged as to their arriving and departing to and from the premises that not more than ten (10) such motor vehicles shall be at the premises at any time; that no signs shall be erected on the premises, except there may be one permanent sign affixed to the entrance doorway to Hunts Point avenue; that such portable fire fighting appliances shall be installed as the fire commissioner shall direct; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that there shall be no openings from this building to adjoining buildings; that all permits shall be obtained and all work completed within thirty days of the date of this action; that a certificate of occupancy shall be obtained; that the adoption of this resolution is predicated upon the occupancy of the tenant proposed at the hearing, now engaged in the milk distributing business on Oak Point avenue in the general area and not for any other tenant or non-conforming use.

APPEAL FROM ADMINISTRATIVE DECISION

792-42-A

APPLICANT—Louis A. Kiesewetter, for Texas Company owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block 4675, Lot 6), Borough of Brooklyn.

APPEARANCES—

For Applicant: Joseph B. Lynch.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to March 30, 1943 at 10 A. M., on request of applicant's representative.

Adjourned: 12:15 P. M.

JOSEPH J. DOYLE, Chief Clerk.

REGULAR MEETING

TUESDAY AFTERNOON, MARCH 2, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

ZONING CASES

116-33-BZ

APPLICANT—Katherine Alberti, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Application (decision of the superintendent of buildings) previously granted on condition, under sections 7e and 21 of the zoning resolution, permitting in a business use district, the extension of an existing garage for more than five motor vehicles (granted by the Board under Cal. 304-30-BZ).

PREMISES AFFECTED—50-56 Downing street and 214-218 West Houston street, north side, 159 ft. 6¾ in. east of Varick street (Block 528, Lots 13, 28, 29, 30 and 31), Borough of Manhattan.

APPEARANCES—

For Applicant: Frank J. Alberti.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and set for hearing March 16, 1943 at 10 A. M.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

MINUTES

92-31-BZ

APPLICANT—I. Erlich Wolff, for Rubin Laskin and Louis Laskin, owners.

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7f of the zoning resolution, for a term of years, permitting partly in a business use and partly in an unrestricted use district, the maintenance of a building occupied as a garage for more than five motor vehicles and a motor vehicle repair shop, and the alteration and maintenance of a gasoline service station (previously granted by the Board for a temporary period).

PREMISES AFFECTED—8401-8411 Flatlands avenue and 761-775 East 84th street, northeast corner (Block 8005, Lots 6 and 11), Borough of Brooklyn.

APPEARANCES—

For Applicant: I. Erlich Wolff.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (92-31-BZ)

WHEREAS, this application under section 21 of the zoning resolution, permitting in a business use district, the erection and maintenance of a gasoline service station, affecting premises 8410-8411 Flatlands avenue and 761-775 East 84th street, northeast corner (Block 8005, Lots 6 and 11), Borough of Brooklyn, was granted by the Board on June 23, 1931, on certain condition, permit extended from time to time and resolution amended on April 15, 1941 under section 7f of the zoning resolution and the applicant requested an extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals does hereby amend its resolution adopted June 23, 1931, as amended through April 15, 1941, only so far as it has reference to obtaining permits and completion of the work, so that as amended, this portion of the resolution shall read:

"that all permits required shall be obtained and all work completed within one (1) year from the date of this amended resolution."

169-31-BZ

APPLICANT—Queebo Holding Corporation and Rip Realty Corporation, owners (Pace Motors, Incorporated, lessee).

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition under sections 7c and 7i of the zoning resolution, permitting in a business use district, the conversion of occupancy of an existing building to a motor vehicle repair shop and also, the extension of an existing gasoline service station (previously granted by the Board).

PREMISES AFFECTED—79-20 to 79-26 Queens boulevard and 80-03 51st avenue, southwest corner (Block 2454, Lots 9, 13 and 15), Elmhurst, Borough of Queens.

APPEARANCES—

For Applicant: John M. Sykara and Tobias N. Berger.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (169-31-BZ)

WHEREAS, this application under section 21 of the zoning resolution, permitting in a business use district, the erection and maintenance of a gasoline service station, affecting premises 79-26 Queens boulevard, south side, 44 ft. west of 51st avenue, Elmhurst, Borough of Queens, was granted by the Board on October 20, 1931, on certain conditions and the resolution amended February 18, 1941; and

WHEREAS, Abraham N. Horwitz, for Queebo Holding Corporation and Rip Realty Corporation, owners, (Pace Motors, Inc., lessee) requested reopening of the application under sections 7c and 7i of the zoning resolution, to permit in a business use district the conversion of occupancy of an existing building to a motor vehicle repair shop, and also the extension of said gasoline service station, premises 79-20 to 79-26 Queens boulevard, and 80-03 51st avenue, southwest corner (Block 2454, Lots 9, 13 and 15), Elmhurst, Borough of Queens; and

WHEREAS, this application was further amended on November 18, 1941 and the applicant requested an extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals do hereby amend its resolution adopted October 20, 1931, as amended by resolutions adopted through November 18, 1941, only so far as it has reference to obtaining permits and completion of the work, so that as amended, the following shall be added to the resolution:

"that all permits required shall be obtained and all work completed in accordance with the requirements of amended resolution adopted November 18, 1941 and plans as approved February 27, 1942, within one year from the date of this amended resolution."

254-32-BZ

APPLICANT—Lama and Proskauer, for New York Bonded Warehouse, Incorporated, owner (David Levine, lessee).

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting partly in a business use and partly in a residence use district, the extension of an existing gasoline service station and also, the parking and storage of motor vehicles.

PREMISES AFFECTED—355-365 Kings Highway and 1741-1753 West 4th street, northeast corner (Block 6653, Lot 33), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama and David Levine.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (264-32-BZ)

WHEREAS, this application under section 7c of the zoning resolution, permitting partly in a business use and partly in a residence use district, the extension of existing gasoline service station and also, the parking and storage of motor vehicles, affecting premises 355-365 Kings Highway and 1741-1753 West 4th street, northeast corner (Block 6653, Lot 33), Borough of Brooklyn, was granted by the Board on September 29, 1942, on certain conditions and the applicant requested an extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals do hereby amend its resolution adopted on September 29, 1942, only so far as it refers to obtaining of permits and

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tion of the work, so that as amended, this portion of the resolution shall read:

"that all permits required shall be obtained and all work completed within one year from the date of this amended resolution."

5-37-BZ

APPLICANT—Colonial Beacon Oil Co. (lessee).

SUBJECT—Application for consideration—reopening and extension of permit—re decision of the acting borough superintendent — Application, previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the erection and maintenance of a gasoline service station.

PREMISES AFFECTED—233-02 Northern boulevard and 45-01 233rd street, southeast corner (Block 8166, Lot 20), Douglaston, Borough of Queens.

APPEARANCES—

For Applicant: Joseph B. Lynch.

For Administration: Fred Dahlem, Dept. of Housing and Buildings and Harold Klorfein, Park Dept.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (551-37-BZ)

WHEREAS, this application under section 21 of the zoning resolution, permitting in a business use district the erection and maintenance of a gasoline service station, affecting premises 233-02 Northern boulevard and 45-01 233rd street, southeast corner (Block 8166, Lot 20), Douglaston, Borough of Queens, was granted by the Board on April 12, 1938, on certain conditions, resolution amended October 4, 1938 and November 29, 1938; and

WHEREAS, the applicant requested an extension of the permit; and

WHEREAS, the applicant states that Certificate of Occupancy, Q3725 was issued June 25, 1939, covering the occupancy of premises in accordance with the Board's resolution and expiring April 12, 1943.

Resolved, that the Board of Standards and Appeals does hereby amend its resolution adopted April 12, 1938, as amended October 4, 1938 and November 29, 1938, so that as amended, the resolution shall read:

"Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution and that the application be and it hereby is granted under section 7f thereof, for a temporary term of five years from the date of this amended resolution, to permit the plot under appeal to be occupied as a gasoline service station, on condition that the plot shall be leveled substantially to the grade of Northern boulevard; that the accessory building shall not exceed one story in height and shall be constructed of incombustible materials, as indicated on revised plan marked 'Received September 7, 1938' and shall be of the portable type not exceeding an area of one thousand (1,000) square feet of ground area and may be constructed with metal frame and fibre board and stucco on metal lath on the exterior and 16 gauge metal on the interior; that the roof may be constructed of steel plates covered with fibre board and metal and approved roof surfacing; that all construction shall be of fireproof materials, except that the interior and exterior doors may be of wood; that the entire building may be constructed on a reinforced concrete mat of sufficient area and thickness satisfactory to the borough superintendent; that the building shall be set back for a depth

of approximately forty (40) feet and the area between the front of the building and Northern boulevard shall be surfaced with cracked bluestone, properly bound and rolled, or similar impervious paving; that the gasoline pumps shall not be nearer than fifteen (15) feet to the street building line of Northern boulevard; that entrances to the premises shall not exceed two (2) feet from Northern boulevard, no entrance to exceed twenty-five (25) feet in width; that no portion of the curb cut nor splay for same, shall be nearer than three (3) feet to the side lot line, as extended at right angles to the street building line of Northern boulevard; that no automobile repairing shall be conducted on the premises; that there shall be no parking or storage of cars on the premises other than those being serviced; that signs shall be restricted to the illuminated globes of the pumps and to a fixed sign attached to the front facade of the accessory building, excluding all roof signs and temporary signs, but permitting the erection of a post standard within the building line near the intersection of the building lines of Northern boulevard and 233rd street, supporting a sign advertising only the brand of gasoline sold and permitting such sign to extend over the street building line for a distance of not more than five (5) feet; that all permits required shall be obtained and all work involved completed within three (3) months from the date of this amended resolution."

137-40-BZ

APPLICANT—Colonial Beacon Oil Co., Hill Holding Corporation, owner.

SUBJECT—Application for consideration—reopening and extension of time to obtain permits and complete work—re decision of the acting borough superintendent—Application, previously granted on condition, under section 7c of the zoning resolution, permitting partly in a business use and partly in a residence use district, the extension in area of an accessory building on an existing gasoline service station.

PREMISES AFFECTED—148-26 to 148-30 Hillside avenue, south side, 103.25 ft. east of 148th street (Block 9694, Lot 17), Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: Joseph B. Lynch.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (137-40-BZ)

WHEREAS, this application under section 7c of the zoning resolution, permitting partly in a business use and partly in a residence use district, the extension in area of an accessory building on an existing gasoline service station, affecting premises 148-26 to 148-30 Hillside avenue, south side, 103.25 ft. east of 148th street (Block 9694, Lot 17), Jamaica, Borough of Queens, was granted by the Board on September 10, 1940, on certain conditions and the applicant requested an extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals does hereby amend its resolution adopted September 10, 1940, so that as amended, the resolution shall read:

"Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution, and that the application be and it hereby is granted under section 7c thereof, to permit the alteration and rearrangement of the legally existing gasoline service station sub-

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stantially as indicated on plans filed herein, *on condition* that the existing building shall be remodeled with a new front, as indicated, and that the accessory building shall be substantially of the design as indicated on plans filed marked 'Received February 21, 1940'; that the accessory building shall be constructed of incombustible materials, except that the roof beams and roof boarding, door frames and doors, window frames and sash may be of wood, and provided the ceiling throughout is fire-retarded in accordance with the rules of the Board of Standards and Appeals; that no closure doors shall be installed in the greasing section unless ventilation of the greasing pits is provided, consisting of ducts through the roof and a fan having a spark-proof motor; that no windows or other openings shall be constructed to the adjoining property to the west; that there shall be erected on the side lot lines continuously from the front to the existing 8-car garages in the rear, a substantial wooden fence not less than 4 feet in height, mounted on a concrete curb not less than 12 inches in height; that all buildings other than those shown to remain shall be removed and the entire plot shall be leveled substantially to the grade of Hillside avenue and that the front portion between the accessory building and Hillside avenue shall be cement paved; that the balance of the open portion of the premises shall be cement paved or surfaced with steam cinders, properly rolled and bound; that any gasoline pumps erected shall not be nearer than 10 feet to the street line of Hillside avenue; that curb cuts shall not exceed 2 nor over 30 feet in width each, and no curb cuts shall be nearer than 5 feet to either side lot line as extended; that signs shall be restricted to permanent signs attached to the facade of the accessory building and to the illuminated globes of the gasoline pumps, excluding all roof and temporary signs, but permitting the *maintenance of the existing post-standard or the erection of a new post standard* within the building line, to support a sign, which may be illuminated, advertising only the brand of gasoline on sale, and permitting such sign to extend beyond the building line for a distance of not more than 4 feet; that any existing signs attached to the adjoining building shall be removed; that there shall be no motor vehicle repairing on the premises and there shall be no parking of cars other than those being serviced, except that the legally permitted 8 garages in the rear shall be continued; that there shall be no opening in the side lot lines through the fence to the adjoining premises; that no portable gasoline pumps shall be used on or from the premises; that the sidewalk shall be laid new and curbs restored except for the curb cuts herein permitted; that the existing street hydrant shall be removed easterly so as to be not nearer than 3 ft. to any portion of the entrance; *that a certificate of occupancy shall be obtained*; that all permits required shall be obtained and all work completed within *three (3) months* from the date of this *amended resolution*."

APPEALS FROM ADMINISTRATIVE DECISIONS

719-42-A

APPLICANT—Godfrey E. Updike, for Isabelle L. Goldman, Anne E. Carroll, Arthur P. Carroll, Cecelia M. Manning, Marie L. Collins, and Armand J. Carroll, owners.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—1360-1366 Fifth avenue and 1-3 West 113th street, northwest corner (Block 1597, Lot 33), Borough of Manhattan.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Laid over to March 23, 1943 at 2 P.M. at written request of applicant.

740-42-A

APPLICANT—Slater-Robbins Co., Inc., lessee, for Cor Exchange Bank and Trust Co., and Robert B. Knowles, trustee u/w of Chance M. Vought (deceased), owner.

SUBJECT—Appeal from an order of the fire commissioner re distribution, and sale of inflammable mixture known as "Hexol" in one (1) gallon glass bottles capacity of bottles not in conformity with Administrative Code).

PREMISES AFFECTED—28-44 to 28-52 Borden avenue block bounded by Borden avenue, Review avenue and 29th street (Block 293, Lot 1), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: A. Slater.

ACTION OF BOARD—Appeal withdrawn on request of applicant's representative.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...
Negative

63-43-A

APPLICANT—Benjamin M. Sylvan, for Mrs. Frank Langhans, owner (Edna Wood, lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—169 Hawthorne street, north side, 349 ft. 4½ in. west of Rogers avenue (Block 5043, Lot 73), Borough of Brooklyn.

APPEARANCES—

For Applicant: Benjamin M. Sylvan.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...
Negative

THE RESOLUTION (63-43-A)

WHEREAS, Benjamin M. Sylvan, for Mrs. Frank Langhans, owner (Edna Wood, lessee), filed on February 11, 1943, an appeal from a decision of the borough superintendent, affecting premises 169 Hawthorne street, north side, 349 ft. 4½ in. west of Rogers avenue (Block 5043, Lot 73), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent dated February 11, 1943 on Alt. Applic. 248-43 reads:

"1. Changing occupancy from residence to public use in a frame structure is contrary to secs. 2.1.1 and 4.2.1 of Bldg. Code."

and

WHEREAS, the applicant states that the building is 2 stories (32 ft.) in height, 32 ft. by 40 ft. in area on a 47 ft. ½ in. by 167 ft. 6 in. irregular in area, located on a residence use, C area district, of class 4 construction erected prior to 1916, used and occupied as follows: cellar—boiler room—ordinary use—no persons; 1st floor—dwelling—1 family; 2nd and attic floors combined—dwelling—family; proposed to be used and occupied as follows: cellar—boiler room—no persons; 1st floor—kindergarten and accessory reception room and office—20 children and 4 adults; 2nd and attic stories combined—dwelling—1 family; and

WHEREAS, the applicant requests that the Board consider a variation of the requirements of the Code on the following grounds: that the proposed public use will be limited to the first floor, which is adequately equipped with exits; that there is a pair of double doors 4 ft. 6

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at the front of the building leading to an open porch; there are two 30 in. doors leading to rear enclosed porch, from which egress can be had by means of 30 in. stairs and steps leading to rear yard with access direct to rear yard through side yards; that there is in addition thereto, a 30 in. door leading to steps to side yard with access direct to rear yard; that existing frame buildings on adjoining lots are not nearer than 4 ft. to side lot lines; that the cellar opening within the boiler room enclosure and stair hall enclosure is covered with 26 gauge metal applied directly to beams; that the boiler room is enclosed with 8 in. brick and equipped with wood doors, which doors it is proposed to cover with 26 gauge metal and make self-closing; that the stair hall partition at the cellar level is of brick with an opening to the southerly half of the cellar, which opening it is proposed to brick up and to maintain the only access to the southerly half of the cellar through a wood door, which it is proposed to cover with 26 gauge metal and make self-closing; that the southerly half of the cellar will be unused except for meter room; that the second and attic stories will be used for single occupancy by the operator of the school; that only two front rooms, as shown on plans filed with the borough superintendent, will be used for kindergarten purposes and that the waiting room and study room will be used as a waiting room for parents and as an office and study by the operator of the school; that one of the toilets on the second story will be used in conjunction with the school occupancy; that the rear service stairs, leading to rear from the first floor, is provided with a wood door at first floor level; that 20 children will occupy the first floor, 10 in the easterly front room and 10 in the westerly rear room and will be under the supervision of adult instructors at all times.

Resolved, that the decision of the borough superintendent on Alt. Applic. 248-43, be and it hereby is *modified* and the appeal be and it hereby is *granted* as to Obj. 1 on condition that the building shall be maintained substantially as proposed; that the kindergarten shall be restricted to the school rooms on the first floor as proposed and the number of pupils shall at no time exceed twenty (20); that the building shall not be increased in height or area; that the door at the top of the stairs leading to the cellar shall be self-closing; and, *granted* only so long as these conditions are maintained and the balance of the building is not for residential occupancy by the persons who are in charge of the school; that within one year, an additional story shall be constructed and maintained on the first floor, so as to preclude the necessity of the pupils going to the second floor; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

3-A

APPLICANT—John E. Cahill, for Moeller Instrument Company, owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—132-02 89th avenue, southeast corner of 132nd street (Block 9361, Lot 20), Jamaica, Borough of Queens.

PEARANCES—

For Applicant: John E. Cahill.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (73-43-A)

WHEREAS, John E. Cahill, for Moeller Instrument Co., owner, filed on February 18, 1943, an appeal from a decision

of the borough superintendent affecting premises 132-02 89th avenue, southeast corner of 132nd street and the Long Island Railroad right of way (Block 9361, Lot 20), Jamaica, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated January 27, 1943 on N.B. Applic. 11-43 reads:

1. Frame building in the fire limits accessory to a factory is contrary to 4.1.2, Building Code.

2. Wood posts below first floor is contrary to 3.2.5, Building Code.

3. 2" beams in the F. L. not permitted.

and

WHEREAS, the applicant states that the building is 2 stories, (27 ft.) in height, 23 ft. 6 in. by 12 ft. area, of Class 4 construction, erected in 1942, located in an unrestricted use district and proposed to be occupied: 1st floor, men's dressing room, 25 persons; 2nd floor, women's dressing room, 25 persons, as accessory to the existing factory building located on the same premises for which Certificate of Occupancy 35486 was issued and to which this proposed frame building will be an extension, connected at the first and second stories with horizontal openings protected with three hour approved self-closing fire doors, as indicated on plans filed with the borough superintendent; and

WHEREAS, Violation 106-43 was issued January 15, 1943 for erecting a two story frame extension without approved plans or permit; and

WHEREAS, the applicant contends that the building was hurriedly constructed, to comply with an Army order to provide additional dressing room space to accommodate increased occupancy; that the extension in question is only 12 ft. by 23 ft. 6 in. in area, 2 stories in height, constructed of 2 in. by 4 in. studs, 16 in. on centers, surfaced on the exterior with asphalt shingles and on the interior with sheet rock and separated from the main factory building with three hour test self-closing fireproof opening protective assemblies; that it is requested that the Board grant a variation, so as to permit the maintenance of the existing building, which was illegally erected, for the duration of the present emergency, in view of the fact that its erection was required by the U. S. Army to increase the production of the plant which is engaged in the production of vitally needed war materials.

Resolved, that the decision of the borough superintendent acting on N.B. Applic. 11-43, be and it hereby is *modified* and that the appeal be and it hereby is *granted* as to Objection 1, on condition that the building shall not exceed the area and height indicated on plans filed with this appeal and shall continue only during the time of the present emergency and shall be removed within six (6) months thereafter; that the openings proposed between the proposed building and the adjoining factory building shall be protected with opening protective assemblies for three hour fire test, as approved for an exit condition; that a steel ladder shall be constructed on the exterior of the building toward the south, to provide a second means of exit from the second story by means of the window; and as to Objection 2, on condition that the posts below sills shall be creosoted as proposed and supported on concrete foundations as shown; and as to Objection 3, that beams shall not be less than 2 in. in thickness and shall be spaced not less than 16 inches on centers; that this building shall be occupied only as proposed, for men's dressing room on the 1st floor and women's dressing room on the 2nd floor; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

76-43-A

APPLICANT—G. E. Larson, for Republic Steel Corporation, lessee and agent of the Defense Plant Corporation of U. S. A., owner.

SUBJECT—Appeal from a decision of the borough superintendent.

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PREMISES AFFECTED—160 Scott avenue, southeast corner of Scholes street (Block 2972, Lots 1 and 25), Borough of Brooklyn.

APPEARANCES—

For Applicant: G. E. Larson.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (76-43-A)

WHEREAS, G. E. Larson, for Republic Steel Corporation, lessee and agent of the Defense Plant Corporation, owner, filed on February 20, 1943, an appeal from a decision of the borough superintendent affecting premises 160 Scott avenue, southeast corner of Scholes street (Block 2972, Lots 1 and 25), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent dated February 16, 1943 on Misc. Applic. 3725-42 reads:

"1. Provide an adequate water supply for sprinkler system. Same as proposed is insufficient. C26-1355.0 of the Administration Code."

and

WHEREAS, the applicant states that the building will be 1 story (44 ft. average) in height, 429.33 ft. by 199 ft. in area, of Class 3 and Class 4 construction, located in an unrestricted use district, to be used as a steel tube mill with an occupancy of 220 persons and proposed to be equipped with a sprinkler system, as indicated on plans filed with the borough superintendent under Misc. Applic. 3725-42; and

WHEREAS, the applicant contends that the proposed sources of supply for the sprinkler system will consist of a connection to the 8 in. city main on Scott avenue, which is fed two ways and a cross-connection to the existing supplies now serving an adjoining five story concrete building, which consist of a 30,000 gallon gravity tank and a 1,000 gallon per minute manually operated fire pump; that siamese connections will be provided on all street fronts and a closed circuit alarm system with dual annunciators and alarm bells will be installed and requests that the Board permit the acceptance of the sprinkler system as proposed; and

WHEREAS, the applicant states there is a 12-inch supply in Metropolitan avenue and an 8-inch supply on Meserole street and that the 8 in. main in Scott avenue is therefore fed two ways from these two sources.

Resolved, that the decision of the borough superintendent as to Misc. Applic. 3725-42 be and it hereby is *modified* and that the appeal be and it hereby is *granted*, as to Objection 1, only so far as it has reference to the water supply, as proposed, *on condition* that the water supply shall be maintained as proposed and that in all other respects, the sprinkler system shall comply with all laws, rules and regulations applicable thereto, as required under the resolution adopted by the Board under Cal. 550-42-A.

APPLIANCE AND MATERIAL SUBMITTED FOR APPROVAL

892-42-SA

APPLICANT—American Sterilizer Company, owner.

SUBJECT—American Precision Water Sterilizer, approval of.

APPEARANCES—

For Applicant: F. G. Bauschard.

ACTION OF BOARD—Appliance approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (892-42-SA)

WHEREAS, the American Sterilizer Company, owner filed on December 22, 1942, an application with the Board Standards and Appeals for approval of the appliance known as the American Precision Water Sterilizer; and

WHEREAS, this appliance was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

February 25, 1943

Re. Cal. 892-42-SA.

Subject: American Precision Water Sterilizer. Approval of.

The American Sterilizer Company of Erie, Pa. filed on December 22, 1942, an application with the Board Standards and Appeals for approval of the American Precision Water Sterilizer under the provisions of C26-1277.0h Administrative Code and the Rules Relative to Submerged Inlets and Protective Methods to be Applied to Prevent Contamination of Water Supply to the Board of Standards and Appeals.

CONSTRUCTION

This water sterilizer is constructed in pairs with reservoir capacity and shell thickness as given below, seamless cold drawn brass with removable bronze base. Each reservoir is tested at not less than one and one-half times allowable working pressure and is capable of withstanding a pressure of 100 lbs. per sq. inch.

Reservoir	Shell Thickness	Reservoir	Shell Thickness	Reservoir	Shell Thickness
6 gal.	.058"	20 gal.	.065"	50 gal.	.072"
10 "	.058"	25 "	.065"	75 "	.083"
15 "	.065"	35 "	.065"	100 "	.095"

Each reservoir has individual water and air filter consisting of bronze casting with hinged access cover with heat resistant glass window, enclosing filter element. Water filtering element is a tough, flexible substance, unharmed by steam. Air filtering element is a compact mass of fine Monel metal wool. Complete water and air filtering system are automatically sterilized by pressure steam throughout each water sterilization period. One valve controls all functions of each filter.

A cold water reserve tank has a cooling coil of O.D. tinned copper, 350 lb. test. Coils extend from bottom close to top of reservoir and are valved at inlet side. Discharge side of coil has restriction device to facilitate rapid cooling and prevent wastage.

All drain connections are indirectly wasted by being conducted to open funnel waste outlets. Steam heater reservoir has steam coil of 3/4" O.D. 350-lb. test tinned copper tubing. Supply side of coil has hand control valve, steam strainer and automatic pressure control valve. Return side has high pressure thermostatic steam trap with check valve. Gas heated reservoirs are fitted with circulating type gas heater with hand control valve, automatic pressure control valve, Venturi type gas mixer, and low water cut-out. Electrically heated reservoirs have base of each reservoir fitted with electric heater controlled by dial switch and indicator, with pilot light which glows continuously while current is on. With heat turned on, full capacity of heater operates until desired range is reached. Pressure is automatically maintained with variation not to exceed one pound either way.

Low water cut-out is such that should the reservoir be depleted of water while current is on, a switch indicator snaps off with warning sound. Mechanism also functions should the current be turned on while sterilizer contains no water. Heater circuit is controlled

MINUTES

by mercury tubes, without noise, with no exposed arcs. Control for each reservoir includes fuse cut-outs and complete wiring to terminal lugs for connection to institution's supply. Heaters are capable of withstanding 300% overload for 30 minutes in otherwise normal operation. When installed, provision must be made for unobstructed access to heaters and controls from the front.

Each valve is a 350-lb. test with renewable Monel seat, union bonnet, and slip-on disc holder, with no exposed threads. Valve handles are bakelite, non-loosening with name indicating purpose recessed in indicative colored letters. Piping is seamless brass I.P.S., except combination waste piping, which is brass plumber's tubing. Pipe fittings are brass, 350-lb. test with recessed thread outlets.

Other equipment included for each reservoir: pitcher support, safety valve, thermometer, sanitary bell-mouth draw-off, gauge glass with provision for automatic sterilization, self-closing if glass is broken, and sterile or unsterile indicator. Stand of welded tubular steel has adjustable brass floor plates. Piping is furnished to combine all common valves or outlets for both reservoirs to one set of openings in rear, approximately flush with back of stand.

Finish—All interior parts of reservoirs are tinned. Exterior parts are finished in polished nickel. Filter cases, valves and pipe fittings are finished in unpolished nickel with polished nickel trim.

TEST

This appliance was inspected and tested at St. Vincent's Hospital, New York City, February 11, 1943. Present at the test were representatives of the Committee on Tests, the Department of Water Supply, Gas and Electricity, the Department of Hospitals, the Department of Health and the manufacturers.

The water sterilizer inspected was in operation and consisted of two sterilizing units, one being equipped with a cooling coil. All drain facilities for both units are indirectly wasted in conformity with Administrative Building Code and the water supply is equipped with a vacuum breaker 4 inches above the maximum elevation of the unit. Both units are equipped with safety valves for exhausting of excessive steam heads and equipped with air inlets to compensate for contraction within the unit. The water supply and air inlets are provided with filter facilities which are in the form of triple fibre filter pads and one Monel metal wool cell. The filter unit is designed with a glass panel affording sight inspection of water or steam flow and the face of the filter pad. The mechanical arrangement permitted a steam backwash through the filter pads, which is indirectly wasted through a steam governor set at 15 lbs. steam pressure at a temperature of 250°F. This unit does not permit either the steam, water or the air to contact any contaminated equipment or material and is designed solely for the sterilization of water.

RECOMMENDATION

On the basis of this inspection and test the Committee on Tests recommends that this unit be approved with direct water supply connection, as provided in C26-1277.0h Administrative Code and in Rule 5 of the Rules Relative to Submerged Inlets and Protective Methods to be Applied to Prevent Contamination of Water Supply of the Board of Standards and Appeals, as amended December 4, 1942, provided the water supply to the unit be equipped with an approved vacuum breaker placed at least 4 inches above the highest elevation of the unit and that a check valve be provided in the line between the vacuum breaker and the fixture that the combination water and air filter be serviced at least once a month and that the appliance bears a label permanently affixed, reading 'Approved by the Board of

Standards and Appeals for Use in New York City under Cal. No. 892-42-SA."

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on tests.

and

WHEREAS, this report recommended the approval of this appliance.

Resolved, that the Board of Standards and Appeals does hereby approve the appliance known as the American Precision Water Sterilizer, on condition that the appliance be manufactured, installed, and labelled, stamped or tagged in accordance with the above report.

265-41-SM

APPLICANT—Botanical Industries of America, Incorporated, owner.

SUBJECT—Botanical Industries of America, Inc., Flameproofing Compound, approval of.

APPEARANCES—

For Applicant: Hugo H. Kant.

ACTION OF BOARD—Material approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (265-41-SM)

WHEREAS, the Botanical Industries of America, Incorporated, owner filed on March 28, 1941, an application with the Board of Standards and Appeals for approval of the material known as the Botanical Industries of America, Inc., Flameproofing Compound; and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

February 24, 1943

Re: Cal. 265-41-SM

Subject: Botanical Industries of America, Inc. Flameproofing Compound, approval of.

Botanical Industries of America, Inc. filed an application with the Board of Standards and Appeals, under the requirements of Section C26-178.0.b of the Administrative Code, for approval of its material known as the Botanical Industries of America, Inc. Flameproofing Compound for use in New York City under the Board's "Rules for Tests of Fire-Resistive, Flameproofed Materials, etc."

This compound contains ammonium sulphate, ammonium phosphate borax, glycol and tergitol and is dissolved in water for application to the materials to be flameproofed. Samples of fabrics to be tested were treated at the applicant's plant at 123 West 20th Street, New York, in the presence of Engineer J. F. Fitzsimons, representing the Board, on February 8, 1943. The solution was prepared by dissolving 8 oz. ammonium sulphate, 12 oz. ammonium phosphate, 4 oz. borax, .25 oz. tergitol and 1 oz. glycol in 1 gallon of water at 85°F. The hydrometer reading on the solution was 13° Baume. The fabrics were submerged in the solution for approximately 5 minutes, excess moisture was removed by hand wringing and the materials were forwarded to Columbia University Engineering Testing Laboratory for drying at room temperature and test in accordance with the Rules of the Board.

Results of these tests (Report dated February 10, 1943) are as follows:

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Fabric	Application of flame	After- flame	After- glow
Cotton Twill (treated)			
Specimen 1 ...	12 seconds	0	0
Specimen 2 ...	12 seconds	0	2
Specimen 3 ...	12 seconds	0	1
Cotton Twill (untreated) ...	12 seconds	Totally consumed in 30 seconds	
Cotton Upholstery (treated)			
Specimen 1 ...	12 seconds	0	2
Specimen 2 ...	12 seconds	0	1
Specimen 3 ...	12 seconds	0	1
Cotton Upholstery (untreated) ...	12 seconds	Totally consumed in 21 seconds	
Cotton Valour (treated)			
Specimen 1 ...	12 seconds	0	17
Specimen 2 ...	12 seconds	0	9
Specimen 3 ...	12 seconds	0	7
Cotton Valour (untreated) ...	12 seconds	Totally consumed in 52 seconds	

RECOMMENDATIONS

On the basis of the foregoing data, the Committee on Tests recommends the approval of Botanical Industries of America, Inc. Flameproofing Compound for use on fabrics shown herein to be susceptible of being satisfactorily flameproofed by a proper application of the compound. Tests of each specific installation of originally treated combustible material or any retests thereof shall be made by the Fire Commissioner or in a laboratory approved by him, in accordance with the Rules of the Board hereinbefore referred to.

The Committee further recommends that each container in which this material is marketed shall be labelled or marked "Approved by the Board of Standards and Appeals for use in New York City under Cal. No. 265-41-SM." The label shall also include specifications to be followed in the application of the compound to the various types of fabrics, so as to insure their being flameproofed in accordance with the requirements of the Rules for "Tests of Fire-resistant Flameproof Materials, such as Textiles, Paper, Similar Material and Adhesives used for Decorative Purposes and Treated Acoustical Draperies, Carpets and Similar Materials, for use in places of Public Assembly and Special Occupancy Structures," adopted by the Board under Cal. No. 294-40-SR.

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner.

LESLIE V. HUBER,
Chief Engineer,
Committee on tests.

and

WHEREAS, this report recommended the approval of this material.

Resolved, that the Board of Standards and Appeals does hereby approve the material known as the Botanical Industries of America, Inc. Flameproofing Compound, on condition that the material be manufactured, used and labelled, stamped or tagged in accordance with above report.

Adjourned: 3:00 P. M.

JOSEPH J. DOYLE, Chief Clerk.

*CORRECTION.

The minutes of the meeting of the Board of Standards and Appeals held on January 26, 1943, as they appeared in Bulletin Vol. 28, No. 5, are hereby corrected to read as follows:

THE RESOLUTION (37-43-S)

WHEREAS, The Airparts Company, for Prudence Bond Corporation, owner (Special Machine Tool Engineering Works, lessee), filed January 22, 1943, an application for variation of the requirements of the Labor Law as cited in a decision of the fire commissioner, affecting premises 132-138 Lafayette street and 17 Howard street, south west corner (11th floor); (Block 209, Lot 19), Borough of Manhattan; and

WHEREAS, the decision of the fire commissioner dated January 21, 1943, reads:

"Confirming our conversation in this office today you are advised that all stairway doors in factory buildings must be openable from the inside and from the outside in accordance with the requirements of the State Labor Law.

Your request to permit the removal of door knobs to prevent the opening of any such doors from the outside is therefore denied."

and

WHEREAS, the applicant states that the building is 11 stories (131 ft.) in height, 100 ft. by 87 ft. 7 in. in area of Class 1 construction; located in an unrestricted district and used and occupied as follows: Cellar, boiler room, 2 persons; first floor, stores, 17 persons; second floor, sales room, 25 persons; third floor, sales room, 4 persons; fourth floor, factory, 15 persons; fifth to eighth and 10 floors, offices, 450 persons combined; ninth floor, factory, 15 persons; 11th floor, factory, 28 persons; that the building is equipped with a sprinkler system, standpipe system, interior fire alarm system and that fire drills are maintained; that there are two interior fireproof stairways leading direct to street, and that no certificate of occupancy has been issued for the building; and

WHEREAS, the applicant contends that the Plant Protection Section of the U. S. Army Air Corps instructed the applicant to equip the doors on the 11th floor, so that they will not be accessible from the outside; that it is proposed to install panic bolts on the doors leading into the stairways at the 11th floor level; that the knobs on the outside of the doors will not be removed; that the tenant engaged exclusively in the manufacture of vital war materials and is obliged to carry into effect the instructions of the War Department; and

WHEREAS, the Fire Department reported that the fire drills are not being maintained and are not presently required.

Resolved, that the Board of Standards and Appeals do hereby make a variation in the requirements of the Labor Law as cited in a decision of the fire commissioner dated January 21, 1943, and that the application be and it hereby is granted on condition that panic bolts, proposed to be installed on the door to westerly stairway and on the door to the lobby leading to the easterly stairway, shall be of approved type; that access to the easterly stairway by means of a door to the office and through the waiting room, shall be maintained, to permit exit at all times; that the additional sub-standard stairway at the westerly side shall be maintained; that a push button shall be installed on the stair door at the main stairway on the west side; that a Certificate of Occupancy shall be obtained; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that this variation is granted only during the term of the present emergency.

*Correction—The word "easterly" changed to "westerly" in line 57 of resolution.

BULLETIN

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DIRECTORY

BOARD OF STANDARDS AND APPEALS

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COURT DECISION.

Matter of Germaine M. Thomas et al vs. Board of Standards and Appeals—On May 12, 1936, under Cal. No. 282-35-BZ the Board granted a zoning variance to permit a gasoline selling station at Utica avenue and Clarendon road, Brooklyn. The premises were 80 feet by 100 feet and a building existed designed for an office, five-car garage and automobile laundry with a paved area, as usually is provided where a gasoline station is proposed. It was granted by a three to one vote under section 21. On court review the Board was reversed at Special Term (Matter of Finn vs. Board, N.Y.L.J. January 19, 1937).

On April 30, 1940, upon a rehearing under new facts, the Board by a three to one vote, under section 21, granted a temporary zoning variance on condition for a term of five years. On court review at Special Term the Board's determination was upheld. On Appeal to the Appellate Division, second department, the Court overruled the Board and Special Term as to the grant under section 21, saying inter alia "The proof fails * * * to show that the hardship * * * is a unique, undue or special hardship to which others in the same zone are not similarly subject. In the absence of such a showing the Board was not justified in granting a variance under section 21." "Moreover, assuming that the record shows a unique hardship, it is a hardship of the owner's own creation" * * * "In no event may such a self-created hardship be made the basis for a variance under section 21."

The Court, however, took judicial notice of the amendment of the zoning resolution, adopted after the Board's decision, of section 7, subdivision F stating in part "it may be said that while proper practice might require that the matter be returned to the Board to decide the application on the correct theory, nevertheless, as it seems clear upon the evidence presented and the findings made that the Board should exercise its power to grant the variance under section 7 (f) no substantial right of any party will be affected by any affirmation of the order appealed from" * * * "The rule is now well established that in determining the correctness of a decision the Appellate Court must apply the law as it exists at the time it makes its determination * * * " "No useful purpose would be served by having the Board hear the application for a variance *de novo*." The Court found section 7 (f) constitutional in a lengthy expression of opinion.

The order was accordingly affirmed, substituting section 7 (f) as the basis of granting the variance for section 21. One justice (Taylor) dissented, stating in part, "If respondent * * * desires relief upon facts claimed to justify it under section 7 (f) it should plead them in an appropriate application to the Board." * * * "In their brief the appellants question the constitutionality of section 7 (f). That question * * * should not be decided herein." (Germaine M. Thomas et al vs. Board, N.Y.L.J. February 14, 1941 and February 25, 1942).

Upon review by the Court of Appeals, the Court unanimously reversed the majority decision of the Appellate Division and annulled the three to one decision of the Board stating (in part) "Upon this fresh basis (section 7, subdivision f) the erroneous determination made by the Board under section 21 was saved * * * " "The Board must see to it that a variance granted under these provisions (section 7f) does not weaken either the general purposes of the Zoning Resolution or the use regulations set for the particular district."

"To a considerable degree the case for Bay Parkway Holding Corporation comes up to the above requirements of section 7(f). The property lies in a business district. This permit for erection of a gasoline service station is limited to a term of five years. Section 21a has no application. * * * There is evidence to uphold these findings. The Board further found that the premises could not yield a reasonable return unless a variance is granted. * * * When an application is made under section 21, such financial hardship to a single owner does not count. But section 7(f) empowers the Board—all other things being equal—to enable the owner to make a reasonable and profitable use of his

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property. On the foregoing findings taken together, the Appellate Division saw a complete case for the granting of the temporary and conditional variance under section 7(f). In that view, the Court was impelled to the conclusion that no useful purpose would be served by having the Board hear the application for a variance *de novo*. We hold a different opinion. Whatever the actual individual hardship may be, the case for which a variance is sought under section 7(f) is by that section required to be an appropriate one. So, as we believe, the standard which enjoins the doing of substantial justice though not explicitly expressed in section 7(f) should be taken to be fairly evident therein. The return of the Board shows nothing on that head. But the Appellate Division said "The present improvement, which alone tends to make the land unproductive and unprofitable was erected by the owner or its predecessor in title with a view of laying a basis for a subsequent plea of unnecessary hardship so as to obtain a variance. The present owner, if it was not a party to this plan, purchased the premises with full knowledge thereof. The controversy thus presents a real question as to whether hardship antecedently incurred by an owner to give color to an undue prayer for relief under section 21 may appropriately be held to give rise to a larger privilege under the subsequently enacted section 7(f). The Board should decide that issue in the first instance. It has not been called upon to do so. For all we know, the speculative enterprise of Bay Parkway Holding Corporation would not inevitably be favored by the Board over the interests of the objecting owners of nearby properties, if the proper practice were to be pursued. Hence we are constrained to disagree with the decision of the Appellate Division. We express no opinion respecting the constitutional question * * *." The orders were reversed and determination of the Board annulled without prejudice to any right of the owner to invoke the provisions of section 7(f) of the Zoning Resolution.

DOCKET

New Cases Filed up to March 9, 1943

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91-43-BZ—H.B.B.—287 Frost street, north side, 190 ft. west of Debevoise street (Block 2858, part of Lots 29 and 33), Borough of Brooklyn, B.N. 155-43.

92-43-SM—Berman Wall Slab Support, manufactured by Morris Berman, Material.

93-43-A—H.B.M.—163 West 48th street, north side, 100.4 ft. east of Seventh avenue (Block 1001, Lot 5), Borough of Manhattan, Alt. 1197-39.

94-43-A—F.D.—Re packaging of inflammable mixture, known as "Super-Pyro" (Anti-Freeze) in one-quart and one-gallon glass bottles (capacity of bottles not in conformity with Administrative Code Specifications), Decision.

95-43-S—F.D.—45-17 Pearson street, east side, 150 ft. south of Northern boulevard (Block 84, Lot 11), Long Island City, Borough of Queens, 9519-L.F. and Decision.

96-43-S—H.B.B.—29 Meserole avenue and 238-256 Banker street, northwest corner (Block 2592, Lot 30), Borough of Brooklyn, Alt. 2669-41.

97-43-BZ—H.B.B.—1775-1785 59th street and 5814-5824 18th avenue, northwest corner (Block 5504, Lots 43 and 45), Borough of Brooklyn, B.N. 100-43.

98-43-A—H.B.Q.—131-39 41st avenue, north side, 324.75 ft. west of Lawrence street (Block 5060, Lots 13 and 16), Flushing, Borough of Queens, Alt. 1523-42.

99-43-A—H.B.B.—770-774 Eastern parkway, south side, 90 ft. west of Kingston avenue (Block 1271, Lot 31), Borough of Brooklyn, Alt. 35-43.

100-43-SA—Elliott Electric Infra-Red Oven, Appliance.

101-43-A—H.B.Q.—38-51 and 38-53 11th street, east side (between 38th and 40th avenues), 275 ft. north of 4th avenue (Block 473, Lots 562 and 563), Long Island City, Borough of Queens, Alt. 1780-42.

102-43-SA—RW No. 1403 Elevator Interlocking Device, Appliance.

103-43-A—H.B.M.—355-359 Greenwich street and 22nd and 28 Harrison street, northeast corner (Block 181, Lot 7), Borough of Manhattan, Alt. 3170-40, Amendment.

104-43-A—H.B.M.—361 Greenwich street, east side, 9 ft. 9 in. north of Harrison street (Block 181, Lot 9), Borough of Manhattan, Alt. 3163-40, Amendment.

105-43-A—H.B.B.—335-371 Johnson avenue and Bogart street, northwest corner (Block 3065, Lots 15 and 36), Borough of Brooklyn, N.B. 450-42.

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172-36-BZ—H.B.Q.—80-09 to 80-25 Cornish avenue, north side, 135.66 ft. east of Queens boulevard (Block 165, Lots 87 and 91), Elmhurst, Borough of Queens, Alt. 165-36.

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MARCH 16, 1943, 10 A.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning March 16, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

61-33-BZ—Application of Katherine Alberti, applicant and owner reopened March 2, 1943, for consideration as to amendment of resolution, so as to permit the building to be rented to a motor hauling concern for the storage of more than five motor vehicles—re Application, previously granted on condition, under sections 7e and 21 of the zoning resolution, permitting in a business use district, the extension of an existing garage for more than five motor vehicles (pleasure cars) and 15 trucks in the ownership and control of the owner (granted by the Board under Cal. No. 61-30-BZ); premises 50-56 Downing street and 214-218 West Houston street, north side, 159 ft. 6¾ in. east of Brick street (Block 528, Lots 13, 28, 29, 30 and 31), Borough of Manhattan.

61-42-BZ—Application, November 16, 1942, under section 21 of the zoning resolution, of Harry Hurwit, applicant, on behalf of Morris Newman, owner, to permit in a residence and also C area district, the maintenance of a building (garage room) which was erected without providing the required rear yard; premises 3426 Barker avenue, east side, 8 ft. 6 in. south of Duncomb avenue (Block 4627, Lot 12), Borough of The Bronx.

61-42-BZ—Application, November 16, 1942, under section 21 of the zoning resolution, of Harry Hurwit, applicant, on behalf of Harry Klein, owner, to permit in a residence and also C area district, the maintenance of a building (garage room) which was erected without providing the required rear yard; premises 3428 Barker avenue, east side, 8 ft. 6 in. south of Duncomb avenue (Block 4627, Lot 112), Borough of The Bronx.

61-42-BZ—Application, March 25, 1942, under section 7c of the zoning resolution, of La Bella Service Station, Inc., applicant and owner, to permit in an unrestricted use district, the erection and maintenance of a gasoline service station having exits and entrances within 200 ft. of entrances or exits to a school; premises 291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

61-37-BZ—Application of Morris Roth, applicant and owner, reopened February 2, 1943, under sections 7a, 7c and 21 of the zoning resolution, to permit partly in a business use district, and partly in a residence use district, the conversion of occupancy of a frame building to a stable for more than five horses; premises 47-11 108th street, northeast corner of 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens.

Appeals from Administrative Decisions.

61-43-A—47-11 108th street, northeast corner of 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens.

881-40-A—291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

MARCH 16, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, March 16, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Application.

617-42-BZ—Application, August 12, 1942, under section 7c of the zoning resolution, of John F. Payne, applicant, on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the erection and maintenance of a new accessory (lubritorium) building on an existing gasoline service station; premises 1979 East 177th street, northwest corner of Pugsley avenue (Block No. 3794, Lot No. 50), Borough of The Bronx.

Appeals from Administrative Decisions.

746-42-A—241 West 72nd street, north side, 280 ft. 5½ in. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

13-43-A—4517 Surf avenue, east side, 100 ft. north of Neptune avenue (Block 7824, Lot 138), Borough of Brooklyn.

855-42-A—205-215 East 42nd street, north side, 80 ft. east of Third avenue and 204-210 East 43rd street (Block 1316, Lot 5), Borough of Manhattan.

764-42-A—9-11 Dutch street, west side, 127 ft. south of Fulton street (Block 78, Lot 24), Borough of Manhattan.

105-43-A—335-371 Johnson avenue and 109 Bogart street, northwest corner (Block 3065, Lots 15 and 36), Borough of Brooklyn.

Materials for Approval.

715-41-SM—Stormtight Caulking Compound.

834-40-SM—Atlantic Asbestos Corporation, Asbestos Air Cell Pipe Covering, Asbestos Air Cell Blocks, Woolfelt Pipe Covering, one inch thick and Woolfelt Pipe Covering, one inch thick, double shell.

HARRIS H. MURDOCK, *Chairman.*

MARCH 23, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning, March 23, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

284-42-BZ—Application, April 7, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of North American Oil Corporation, owner (Matt David, lessee), to permit in a business use district, upon a plot occupied as a gas station and individual garages, the erection and maintenance of a building to be occupied as a garage for more than five (5) motor vehicles, lubritorium, dressing rooms and office and the use of the remainder of the plot as a gasoline service station; premises 1672-1680 86th street, southeast corner of Bay 14th street (Block No. 6365, part of Lot No. 33), Borough of Brooklyn.

330-22-BZ—Application of Allen A. Blaustein, applicant, on behalf of 1663 East 17th Street Corporation, owner, reopened February 9, 1943, under sections 7a, 7b, 7c and 21 of the zoning resolution, to permit partly in a business use

CALENDAR

and partly in a residence use district, the alteration and conversion of occupancy of a three story theatre and stores building (previously granted by the Board) to a one story stores building; premises 1663-1669 East 17th street, east side, 57 ft. 2½ in. south of Kings Highway (Block 6780, Lot 55), Borough of Brooklyn.

172-36-BZ—Application of A. H. Salkowitz, applicant, on behalf of Coronet Piece Dye Works, Inc., lessee (Knickerbocker Laundry Company, Inc., owner), reopened March 9, 1943, for consideration re amendment of resolution—Application, previously granted on condition under section 21 of the zoning resolution, permitting in a residence use district, the change of occupancy of an existing building to a factory, power wet-wash laundry, dry cleaning, dyeing and finishing uses for a temporary period of five years from December 1, 1941; premises 80-19 to 80-25 Cornish avenue, north side, 135.66 ft. east of Queens boulevard (Block 1538, Lots 87 and 91), Elmhurst, Borough of Queens.

835-42-BZ—Application, November 30, 1942, under section 7h of the zoning resolution, of John C. Wandell, applicant, on behalf of Estate of William Kuenstle, owner (John Gallo, lessee), to permit partly in a business use and partly in an unrestricted use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 8714-8720 Fifth avenue and 448-459 88th street, northwest corner (Block 6050, Lot 40), Borough of Brooklyn.

302-41-BZ—Application of Louis A. Kiesewetter, applicant, on behalf of Frieda Block, owner (Staten Island Oil Co., Inc., lessee), reopened July 23, 1942, under section 7c of the zoning resolution, to permit in a retail use district, the relocation of an accessory building and gasoline dispensing pumps on an existing gasoline service station (previously acted upon by the Board); premises 2505 (2485 displayed) Victory boulevard and 538 Willowbrook road, northeast corner (Block 486, Lot 8), Willowbrook, Borough of Richmond.

982-39-BZ—Application of Regan and Barrett, applicants and attorneys, on behalf of Chapmald Realty Corporation, owner, reopened November 4, 1942, under section 7h of the zoning resolution, to permit in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles (previously denied by the Board under section 21 of the zoning resolution); premises 406-420 West 55th street, south side, 100 ft. west of Ninth avenue (Block 1064, Lots 37, 39, 40, 41 and 42), Borough of Manhattan.

71-43-BZ—Application, February 17, 1943, under section 7e of the zoning resolution, of Nick De Martini, applicant, on behalf of Louisa De Martini, owner, to permit in a residence use district, the erection and maintenance, for a term of two years, of three (3) business buildings (to house 1000 chickens in each building); premises 149-19 Union turnpike, northwest corner of 150th street, northeast corner of 79th avenue and 150th street and southeast corner of 79th avenue and 150th street (Block 6691, Lot 81, Block 6711, Lots 39 and 41 and Block 6712, Lots 17 and 19), Flushing, Borough of Queens.

Appeal from Administrative Decision.

42-43-A—149-19 Union turnpike, northwest corner of 150th street and southeast and northeast corners of 150th street and 79th avenue (Block 6691, Lot 81, Block 6711, Lots 39 and 41 and 6712, Lots 17 and 19), Flushing, Borough of Queens.

HARRIS H. MURDOCK, Chairman.

MARCH 23, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, March 23, 1943, at 2 o'clock in Room

1013, Municipal Building, Manhattan, on the following matter:

Appeal from Administrative Decision.

719-42-A—1360-1366 Fifth avenue and 1-3 West 113 street, northwest corner (Block 1597, Lot, 33), Borough of Manhattan.

Material for Approval.

790-42-SM—Rocklath and Diamond Liner (Gypsum Lath) Plasterboard.

MARCH 30, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning, March 30, 1943, at 10 o'clock in Room 1013, Municipal Building Manhattan, on the following matters:

Zoning Applications.

787-42-BZ—Application, November 10, 1942 under sections 21 and 7e of the zoning resolution, of Frank C. Keller, applicant, on behalf of Peerless Realty Corporation, owner, to permit in a business use district, for a term of two years, the use of an existing building for baling paper and rags and storage of metals; premises 117-05 122nd street, east side, 100 ft. south of Rockaway boulevard (Block 11715, Lot 3), Ozone Park, Borough of Queens.

105-42-BZ—Application, February 3, 1942, under section 7c of the zoning resolution, of John Joseph Carroll, applicant, on behalf of John Tague, owner (David Glass, lessee), to permit partly in a business use and partly in a residence use district, the conversion of occupancy of an existing garage building to wholesale groceries sales and storage; premises 163-165 Washington avenue, east side, 140 ft. north of Myrtle avenue and 132-140 Hall street, west side, 80 ft. north of Myrtle avenue (Block 1890, Lots 4 and 82), Borough of Brooklyn.

641-30-BZ—Application of Colonial Beacon Oil Co., applicant and lessee, on behalf of Henry Merkel and Albert Merkel, owners, reopened November 10, 1942, under section 7f of the zoning resolution, to permit in a business use district, for a term of two years, the extension and also maintenance, as extended, of a gasoline service station (previously acted upon by the Board); premises 207-02 207-06 Hillside avenue, southeast corner of 207th street (Block 10582, Lots 1 and 3), Bellaire, Borough of Queens.

137-26-BZ—Application of Arnold W. Lederer and Jan W. McGrath, applicants, on behalf of Rose Morizio, owner, reopened June 10, 1941, under sections 7f, 7c and 21 of the zoning resolution, to permit for a stated term of years partly in a business use and partly in a residence use district, the erection and maintenance of an extension to an existing garage for more than five motor vehicles; premises 8202-8226 18th avenue, west side, 70 ft. north of 8th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn.

987-41-BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kiesewetter, applicant, on behalf of The Texas Company, owner, to permit in a business use district, the reconstruction of and erection of a new accessory building upon an existing gasoline service station; premises 736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn.

Appeals from Administrative Decisions.

792-42-A—796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn, Misc. 8575-41.

86-42-A—8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn.

CALENDAR

Brooklyn (under section 36, General City Law—re erection of building fronting only on a private right of way on the city map).

HARRIS H. MURDOCK, *Chairman*.

APRIL 6, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning April 6, 1943, at 10 o'clock in Room 3, Municipal Building, Manhattan, on the following matter:

Zoning Application.

669-42-BZ—Application, September 11, 1942, under sections 7f and 21 of the zoning resolution, of Wing Holding Corporation, applicant and owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 40-11 Skillman avenue, north side, 545.51 ft. west of 43rd street (Block No. 183, Lot No. 290), Long Island City, Borough of Queens.

HARRIS H. MURDOCK, *Chairman*.

MINUTES

BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

TUESDAY MORNING, MARCH 9, 1943

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.
The minutes of the regular meetings of the Board held Tuesday morning, March 2, 1943, and Tuesday afternoon, March 2, 1943, were approved, as printed in Bulletin No. 10, Volume 28.

ZONING CASES

669-42-BZ

APPLICANT—Allen A. Blaustein, for 1663 East 17th Street Corporation, owner.

SUBJECT—Application reopened February 9, 1943 (decision of the borough superintendent) under sections 7a, 7b, 7c and 21 of the zoning resolution, to permit partly in a business use and partly in a residence use district, the alteration and conversion of occupancy of a three story theatre and stores building (previously granted by the Board) to a one story stores building.

PREMISES AFFECTED—1663-1669 East 17th street, east side, 57 ft. 2½ in. south of Kings Highway (Block 6780, Lot 55), Borough of Brooklyn.

APPEARANCES—

For Applicant: Allen A. Blaustein, Irwin Stern and Samuel Friedman.

For Opposition: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Laid over to March 23, 1943 at 10 A.M., for further consideration by the Board.

669-42-BZ

APPLICANT—Wing Holding Corporation, owner.

SUBJECT—Application (re decision of the borough superintendent) under sections 7f and 21 of the zoning resolution, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles.

PREMISES AFFECTED—40-11 Skillman avenue, north side, 545.51 ft. west of 43rd street (Block 183, Lot 290), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Walter Fairchild.

For Opposition: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Laid over to April 6, 1943 at 10 A.M. on request of applicant's representative.

71-43-BZ

APPLICANT—Nick De Martini, for Louisa De Martini, owner.

SUBJECT—Application (decision of the acting borough superintendent) under section 7e of the zoning resolution, to permit in a residence use district, the erection and maintenance, for a term of two years, of three (3) business buildings (to house 1,000 chickens in each building).

PREMISES AFFECTED—149-19 Union turnpike, northwest corner of 150th street, northeast corner of 79th avenue and 150th street and southeast corner of 79th avenue and 150th street (Block 6691, Lot 81, Block 6711, Lots 39 and 41 and Block 6712, Lots 17 and 19), Flushing, Borough of Queens.

APPEARANCES—

For Applicant: Albert A. Du Pont and Nick De Martini.

For Opposition: Joseph Brooks, Lillian Corso, Betty Eisele, George La Pasta, Charles Abram and Ernest Covelli.

For Administration: Fred Dahlem, Dept. of Housing and Buildings and Mr. McWilliams, Borough President's Office.

ACTION OF BOARD—Laid over to March 23, 1943 at 10 A.M. for decision by the Board. No further argument.

935-41-BZ

APPLICANT—Lama and Proskauer, for Albert Bender, owner.

SUBJECT—Application (decision of the borough superintendent) under section 7f of the zoning resolution, to permit in a business use district, the erection and maintenance, for a term of years, of a gasoline service station.

PREMISES AFFECTED—101-109 Grand street extension and 308-312 South street, northwest corner (Block 2422, Lots 17, 18, 19 and 20), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

For Opposition: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn. 4

Negative 0

MINUTES

205-30-BZ

APPLICANT—John G. Schulmann, for Slio Realty Corporation, owner.

SUBJECT—Application reopened August 16, 1938 (decision of the acting borough superintendent) under section 21 of the zoning resolution, to permit in a residence use district, the alteration and change of occupancy of part of the first story of an existing multiple dwelling (tenement) to business use (stores); (previously denied by the Board).

PREMISES AFFECTED—1215 Grand Concourse, northwest corner of East 167th street (Block 2464, Lot 1), Borough of The Bronx.

APPEARANCES—

For Applicant: John G. Schuhmann.
For Opposition: M. L. Abramowitz.
For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application denied.

THE VOTE TO GRANT—

Affirmative 0
Negative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.. 4

THE RESOLUTION (205-30-BZ)

WHEREAS, this application under section 21 of the zoning resolution, to permit in a residence use district, the alteration and change of occupancy of part of the first story of an existing multiple dwelling to business use (stores), affecting premises 1215 Grand Concourse, northwest corner of East 167th street (Block 2464, Lot 1), Borough of The Bronx, was denied by the Board on May 27, 1930; and

WHEREAS, the applicant requested a reopening and rehearing under a new proposal and this application was reopened by vote of the Board on August 16, 1938, subject to usual procedure; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting March 9, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that the Grand Concourse is in a residence use district; East 167th street is in a business and residence use district; Grand View place is in a residence and business use district and East 168th street is in a residence use district; and

WHEREAS, the decision of the borough superintendent on Alt. Applic. 1201-41, dated June 28, 1938 and amended January 10, 1943, reads:

"A-2. Proposed alteration for stores in this present 5 stories and basement, non-fireproof multiple dwelling (tenement) in a residence district is contrary to Article 2, Sec. 3 Zoning Resolution."

and

WHEREAS, the applicant states that the existing building is five stories and basement; of Class 3 construction; having a frontage of 141 ft. 6 in. on Grand Concourse, 57 ft. on East 167th street and 138 ft. on Grand View place, and that it is proposed to use a part of the basement and first story (having a frontage of approximately 32 ft. on East 167th street and approximately 33 ft. on Grand View place) of the existing multiple dwelling (tenement) for three (3) stores; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that the applicant failed to substantiate a basis of appeal under section 21 of the zoning resolution and was, therefore, not entitled to relief on the grounds of practical difficulty and unnecessary hardship.

Resolved, that the decision of the borough superintendent, on Alt. Applic. 1201-41, Objection A-2, be and it hereby is *affirmed* and that the application be and it hereby is *denied*.

331-42-BZ

APPLICANT—Samuel Rosenblum, for Fifty-Five Wadsworth Terrace Corporation, owner.

SUBJECT—Application reopened December 8, 1942 (decision of the borough superintendent) under section 7i and 21 of the zoning resolution, to permit in a business use district, the conversion of the basement story of an existing building to a five car garage and motor vehicle repair shop (the motor vehicle repair shop use was previously denied by the Board).

PREMISES AFFECTED—145-155 Fort George avenue and 1662-1670 St. Nicholas avenue, northerly intersection (Block 2149, Lot 276), Borough of Manhattan.

APPEARANCES—

For Applicant: Samuel Rosenblum.
For Opposition: None.
For Administration: Fred Dahlem, Dept. of Housing and Buildings and Gustave Goldman, Board of Education.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.. 4
Negative

THE RESOLUTION (331-42-BZ)

WHEREAS, this application under sections 7i and 21 of the zoning resolution, to permit in a business use district, the conversion of the basement story of an existing building to a motor vehicle repair shop, affecting premises 145-155 Fort George avenue and 1662-1670 St. Nicholas avenue, northerly intersection (Block 2149, Lot 276), Borough of Manhattan, was denied by the Board on June 23, 1942; and

WHEREAS, the applicant requested a reopening and hearing on alleged new facts and this application was reopened by vote of the Board on December 8, 1942, subject to usual procedure; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting March 9, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that St. Nicholas avenue is in a business and residence use district; Ft. George avenue is in a business and residence use district; Audubon avenue is in a residence and business use district, and Fairview avenue is in a residence and business use district; and

WHEREAS, the decision of the borough superintendent on Alt. Applic. 283-42, dated October 15, 1942, reads:

"1. Proposed change of occupancy from laundry, motor vehicle repair shop and five car garage in basement of 1st story laundry and stores building, located in a business use district, is contrary to the provision of Sec. 4 and Section 6 of Article II of the Building Zone Resolution. Also note that the garage area is sufficient to accommodate more than five cars."

and

WHEREAS, the applicant states that the existing building is one story and basement and has a frontage of 123 ft. on St. Nicholas avenue, 123 ft. on Ft. George avenue and a distance of approximately 48 ft. along the northerly lot line, of Class 3 construction, that it is proposed to use the basement story of the existing building as a garage for five (5) motor vehicles, and also as a motor vehicle repair shop (the motor vehicle repair shop use was previously denied by the Board); and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise its discretion to grant under section 21 of the zoning resolution.

Resolved, that the Board of Standards and Appeals do hereby make a variation in the application of the use district regulations of the zoning resolution and that the ap

MINUTES

on be and it hereby is *granted* under section 7i thereof, permit the basement portion of the premises as proposed, be occupied for motor vehicle repairing, *on condition* all such motor vehicle repairing shall be done with tools only; that the premises may also be occupied a non-storage garage for not more than five (5) or vehicles; that such repair work shall be carried on ard the central and southerly portion of the basement; the garaging of cars shall be in the northerly portion; before such occupancy is permitted, the building shall repaired and the stack on the roof and the ventilating on the St. Nicholas avenue side removed; that all s shall be removed and no sign permitted on the build- other than signs in connection with the stores facing George avenue and the sign advertising the motor cle repair work on the St. Nicholas avenue side over proposed entrance, provided such sign is attached to the , does not exceed 15 sq. ft. in area, is not illuminated does not extend beyond the building line; that no s on the Ft. George avenue side shall extend beyond building line and that no roof signs shall be erected; such portable fire fighting appliances shall be main- ed in the basement as the fire commissioners shall di- ; that there shall be no anvil, forge or acetylene weld- equipment maintained on the premises and no storage gasoline or oil other than in the tanks of the cars; all permits required shall be obtained and all work pleted within three (3) months from the date of this lution.

42-BZ

PLICANT—A. H. Salkowitz, for Lubritorium, Inc., owner.

SUBJECT—Application (decision of the borough super- intendent) under section 7h of the zoning resolu- tion, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—77-02 Roosevelt avenue, south- east corner of 77th street (Block 1488, Lot 1), Jackson Heights, Borough of Queens.

PEARANCES—

For Applicant: A. H. Salkowitz and Walter Keller.

For Opposition: Benjamin Gollay.

For Administration: Fred Dahlem, Dept. of Hous- ing and Buildings.

ACTION OF BOARD—Application granted on condition. E VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

RESOLUTION (545-42-BZ)

WHEREAS, A. H. Salkowitz, for Lubritorium, Inc., owner, l June 30, 1942, an application under section 7h of the ng resolution, to permit in a business use district, for term of two years, the parking and storage of more i five motor vehicles; premises 77-02 Roosevelt ave- southeast corner of 77th street (Block 1488, Lot 1), kson Heights, Borough of Queens; and

WHEREAS, a public hearing was held on this application the Board of Standards and Appeals, at its regular ting March 9, 1943, after due notice by publication in Bulletin of the Board of Standards and Appeals; and WHEREAS, the use district maps accompanying the zoning lution show that Roosevelt avenue is in a business use rict; 77th street is in a residence and business use dis- t and 78th street is in a residence and business use dis- t; and

WHEREAS, the decision of the borough superintendent, Misc. Applic. 3179-42, dated June 8, 1942, reads:

"1. The use of these premises for the parking and storage of more than five motor vehicles in a business district is contrary to Art. 2, Sec. 4a, subdivision 15, of the zone resolution."

WHEREAS, the applicant states that the premises consist of a plot having a frontage of 90 ft. on Roosevelt avenue and 100 ft. on 77th street and that it is proposed to use the plot, for a term of two years, for the parking and storage of more than five motor vehicles; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise its discretion to grant a zoning variance under section 7, subdivision h of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the application of the use dis- trict regulations of the zoning resolution and that the ap- plication be and it hereby is *granted* under section 7h thereof, for a term of two (2) years from the date of this resolution, to permit the premises to be occupied for park- ing and storage of more than five (5) motor vehicles, *on condition* that only motor vehicles of the pleasure-car type and those in condition for operation, shall be so stored or parked; that the plot shall be leveled substantially to the grade of Roosevelt avenue and shall be surfaced with clean gravel, steam cinders or other suitable material, properly rolled and bound; that on the street lines and interior lot lines, there shall be erected a woven wire or wood picket fence, not less than 5 feet in height with no openings therein except one to Roosevelt avenue toward the center, not more than 15 feet in width with curb cut oppo- site of similar width; that during the term of this variance, the premises shall be occupied for no other use and no building erected thereon, except there may be erected a building to be used as an office and shelter for the at- tendant, not over 100 sq. ft. in area and one story in height; that such building may be of frame; that adequate aisles shall be maintained at all times for easy entrance and egress; that such portable fire-fighting appliances shall be installed as the fire commissioner may direct; that no signs shall be erected on the premises, except there may be a sign near the entrance, attached to the fence, advertising the parking and storage use and the rates charged, pro- vided it does not exceed 15 sq. ft. in area, is not illuminated and does not extend beyond the building line; that all per- mits required shall be obtained and all work completed within three (3) months from the date of this resolution.

APPEAL FROM ADMINISTRATIVE DECISION

42-43-A

APPLICANT—Nick De Martini, for Louisa De Martini, owner.

SUBJECT—Appeal from a decision of the acting bor- ough superintendent.

PREMISES AFFECTED—149-19 Union turnpike, north- west corner of 150th street and southeast and north- east corners of 150th street and 79th avenue (Block 6691, Lot 81, Block 6711, Lots 39 and 41 and Block 6712, Lots 17 and 19), Flushing, Borough of Queens.

PEARANCES—

For Applicant: Albert A. Du Pont and Nick De Martini.

For Opposition: Joseph Brooks, Lillian Corso, Betty Eisele, George La Pasta, Charles Abram and Ernest Covelli.

For Administration: Fred Dahlem, Dept. of Hous- ing and Buildings.

ACTION OF BOARD—Laid over to March 23, 1943 at 10 A.M. for decision by the Board. No further argument.

Adjourned, 12:10 P.M.

JOSEPH J. DOYLE, Chief Clerk.

MINUTES

REGULAR MEETING

TUESDAY AFTERNOON, MARCH 9, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

ZONING CASES

172-36-BZ

APPLICANT—A. H. Salkowitz, for Coronet Piece Dye Works, Inc., lessee.

SUBJECT—Application for consideration—reopening and amendment of resolution re decision of the acting borough superintendent — Application, previously granted on condition, under section 21 of the zoning resolution, permitting in a residence use district, the change of occupancy of an existing building to a factory, power wet-wash laundry, dry cleaning, dyeing and finishing uses for a temporary period of five years.

PREMISES AFFECTED—80-19 to 80-25 Cornish avenue, north side, 135.66 ft. east of Queens boulevard (Block 1538, Lots 87 and 91), Elmhurst, Borough of Queens.

APPEARANCES—

For Applicant: A. H. Salkowitz and Curt Otto.
For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and set for hearing, March 23, 1943 at 10 A.M.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

761-42-BZ

APPLICANT—Louis E. Ordwein, for Bank for Savings in the City of New York, owner.

SUBJECT—Application (decision of the borough superintendent) under section 7h of the zoning resolution, to permit partly in a retail-1 use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—879-887 Eighth avenue and 300-308 West 53rd street, southwest corner (Block 1043, Lots 33½ to 38, inclusive), Borough of Manhattan.

APPEARANCES—

For Applicant: David Weinberg.

ACTION OF BOARD—Application withdrawn on request of applicant's representative.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

528-42-BZ

APPLICANT—James E. Casale, for Greenwood Cemetery and Joseph Garry, owners (I. Rosen, lessee).

SUBJECT—Application (decision of the acting borough superintendent) under section 21 of the zoning resolution, to permit in a residence use district, the alteration and conversion of occupancy of a building used as a stable and work shop, to a garage for five motor vehicles and also the parking and storage of more than five motor vehicles on the vacant portion of the plot.

PREMISES AFFECTED—235 East 34th street, north side, 150 ft. west of Second avenue and 240-246 East 35th street (Block 915, Lots 22, 38, 29, 40 and 41), Borough of Manhattan.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.
Negative

THE RESOLUTION (528-42-BZ)

WHEREAS, James E. Casale, for Greenwood Cemetery and Joseph Garry, owners (I. Rosen, lessee), filed on June 1942, an application under section 21 of the zoning resolution, to permit in a residence use district, the alteration and conversion of occupancy of a building used as a stable and work shop, to a garage for five motor vehicles and also the parking and storage of more than five motor vehicles on the vacant portion of the plot, affecting premises 235 East 34th street, north side, 150 ft. west of Second avenue and 240-246 East 35th street (Block 915, Lots 22, 38, 29, 40 and 41), Borough of Manhattan; and

WHEREAS, the applicant failed to complete the papers for this case, although duly notified to do so.

Resolved, that the application be and it hereby is dismissed for lack of prosecution.

935-19-BZ

APPLICANT—Firestone Tire and Rubber Company, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution re decision of the borough superintendent — Application, previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the extension of existing gasoline service station and the addition of an automobile repair shop in a building occupied as a garage and gasoline service station, previously granted by the Board.

PREMISES AFFECTED—1730-1750 Bedford avenue and 133-147 Empire boulevard, northwest corner (Block 1306, Lot 49), Borough of Brooklyn.

APPEARANCES—

For Applicant: O. H. Bergstrom.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.
Negative

THE RESOLUTION (935-19-BZ)

WHEREAS, this application affecting premises 1730-1750 Bedford avenue and 133-147 Empire boulevard, northwest corner, and 94-110 Sullivan place (Block 1306, Lot 49), Borough of Brooklyn, was granted by the Board January 13, 1920, for a garage for more than 5 motor vehicles, resolution amended December 7, 1926, May 10, 1927, December 1, 1936, May 11, 1937, January 17, 1939 and applicant requested a further amendment of the resolution.

Resolved, that the Board of Standards and Appeals do hereby amend the resolution of January 13, 1920, as amended through January 17, 1939, by adding thereto:

“that in the event the owner proposes to include repairing and recapping of tires within the building and no material alteration is necessary to accommo-

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such work, this additional use may be permitted, provided the structural changes as shown on Alt. Applic. 434-43 are approved by the borough superintendent and in all other respects, the resolutions of the Board through January 17, 1939 are complied with."

9-38-BZ

APPLICANT—Edward Malloy, for Emma Mattern, as General Guardian of Gertrude Mattern, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7f of the zoning resolution, permitting in a residence use district, for a term of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—341-343 West 53rd street, north side, 275 ft. east of Ninth avenue (Block 1044, Lots 11 and 12), Borough of Manhattan.

PEARANCES—

For Applicant: Edward Malloy.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (1199-38-BZ)

WHEREAS, this application, permitting in a residence use district, for a temporary period of not more than two years, the parking and storage of more than five motor vehicles, affecting premises 341-343 West 53rd street, north side, 275 ft. east of Ninth avenue (Block 1044, Lots 11 and 12), Borough of Manhattan, was granted by the Board on April 9, 1939, on certain conditions, resolution amended and permit extended on April 15, 1941, and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of May 9, 1939 as amended April 15, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h for a term of two (2) years from the date of this amended resolution."

337-39-BZ

APPLICANT—Edward Malloy (lessee), for Townsend L. Connor, Laura Investing Company and Gertrude Ederle, owners.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7f of the zoning resolution, permitting in a residence use district, for a term of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—331-339 West 53rd street, north side, 390 ft. west of Eighth avenue (Block 1044, Lots 13 to 17, inclusive), Borough of Manhattan.

PEARANCES—

For Applicant: Edward Malloy.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (31-39-BZ)

WHEREAS, this application, permitting in a residence use district, for a temporary period of not more than two years, the parking and storage of more than five motor vehicles, premises 331-339 West 53rd street, north side, 390 ft. west of Eighth avenue (Block 1044, Lots 13 to 17, inclusive), Borough of Manhattan, was granted by the Board April 4, 1939, on certain conditions, resolution amended and permit extended on April 15, 1941, and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of April 4, 1939 as amended April 15, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h for a term of two (2) years from the date of this amended resolution."

337-39-BZ

APPLICANT—Francis X. Stephens, Jr., for Eva V. C. Hawkes, owner (Robert Olmstead, lessee).

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—280 East 167th street, east side, 150 ft. south of Morris avenue (Block 2438, Lot 45), Borough of The Bronx.

APPEARANCES—

For Applicant: Frances X. Stephens, Jr. and Robert Olmstead.

For Opposition: Harold Klorfein, Earl I. Gallant and Sam Mast.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (337-39-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district for a term of two years, the parking and storage of more than five motor vehicles, affecting premises 280 East 167th street, east side, 150 ft. south of Morris avenue (Block 2438, Lot 45), Borough of The Bronx, was granted by the Board on March 4, 1941, on certain conditions and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of March 4, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h for a term of two (2) years from the date of this amended resolution."

1026-40-BZ

APPLICANT—Prudence-Bonds Corporation, for City Bank Farmers Trust Company, as trustee.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a retail use district, for a temporary term of two years, the parking and storage of more than five motor vehicles.

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PREMISES AFFECTED—430-438 West 41st street, south side, 300 ft. west of Tenth avenue (Block 1050, Lots 49 to 52, inclusive), Borough of Manhattan.

APPEARANCES—

For Applicant: Arnold Perlstein and R. Brown.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (1026-40-BZ)

WHEREAS, this application under section 7h of the zoning resolution permitting in a retail use district for a temporary period of two years, the parking and storage of more than five motor vehicles, affecting premises 430-438 West 41st street, south side, 300 ft. west of Tenth avenue (Block 1050, Lots 49 to 52, inclusive), Borough of Manhattan, was granted by the Board February 25, 1941, on certain conditions, time to obtain permits and complete work extended September 16, 1941 and December 16, 1941, and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of February 25, 1941, as amended December 16, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h for a term of two (2) years from the date of this *amended* resolution."

79-41-BZ

APPLICANT—Matilda D. Plotkin and I. Joseph Geduld, owners.

SUBJECT—Application for consideration—reopening and extension of time to complete—Application (decision of the borough superintendent) previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the alteration of two buildings, so that the two restaurants now located therein are changed to one restaurant with new store fronts and entrances located more than twenty-five feet from the business corner.

PREMISES AFFECTED—1128-1132 Eastern parkway (1128-1130 displayed), south side, 20 ft. east of Utica avenue (Block 1397, Lots 6 and 7), Borough of Brooklyn.

APPEARANCES—

For Applicant: Matilda D. Plotkin and Louis Geduld.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (79-41-BZ)

WHEREAS, this application, under section 21 of the zoning resolution, permitting in a business use district the alteration of two buildings so that the two restaurants now located therein are changed to one restaurant with new store fronts and entrances located more than twenty-five (25) ft. from the business corner, affecting premises 1128-1132 (1128-1130 displayed) Eastern parkway, south side, 20 ft. east of Utica avenue (Block 1397, Lots 6 and 7), Borough of Brooklyn, was granted by the Board March 25, 1941, on certain conditions, time extended on February 10, 1942 and the applicant requested a further extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals do hereby *amend* the resolution of March 25, 1941, as amended February 10, 1942, only in so far as it has reference to containing permits and completion of the work, so that amended this portion of the resolution shall read:

"that all permits required shall be obtained and work completed within one (1) year from the date of this *amended* resolution."

217-41-BZ

APPLICANT—Martin Walters, owner.

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting in a business use district, the erection of new accessory building on an existing gasoline service station.

PREMISES AFFECTED—60-01 39th (Stryker) avenue and 38-05 to 38-11 60th street, northeast corner (Block 1215, Lot 10), Woodside, Borough of Queens.

APPEARANCES—

For Applicant: Martin Walters.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn..

Negative 0

THE RESOLUTION (217-41-BZ)

WHEREAS, this application under section 7c of the zoning resolution, permitting in a business use district, the erection of a new accessory building on an existing gasoline service station, affecting premises 60-01 39th (Stryker) avenue and 38-05 to 38-11 60th street, northeast corner (Block 1215, Lot 10), Woodside, Borough of Queens, was granted by the Board on March 17, 1942, on certain conditions and the applicant requested an extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals do hereby *amend* the resolution of March 17, 1942, only in so far as it has reference to obtaining permits and completion of the work, so that as amended, this portion of the resolution shall read:

"that all permits required shall be obtained and work completed within one (1) year from the date of this *amended* resolution."

838-41-BZ

APPLICANT—Lama and Proskauer, for Joseph Rothenbaum, owner.

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting in a business use district, the use of a plot of ground for the storage and erection of lumber and building materials and also erection and maintenance of accessory building.

PREMISES AFFECTED—1434-1462 Linden boulevard, south side, 11 ft. 9½ in. east of Rockaway avenue (Block 3644, Lot 26), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn..

Negative 0

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RESOLUTION (838-41-BZ)

WHEREAS, this application under section 7c of the zoning resolution, permitting in a business use district, the use of lot of ground for the storage and sale of lumber and building materials and also the erection and maintenance of accessory buildings, affecting premises 1434-1462 Linden Avenue, southside, 11 ft. 9½ in. east of Rockaway Avenue (Block 3644, Lot 26), Borough of Brooklyn, was adopted by the Board on February 17, 1942, on certain conditions and the applicant requested an extension of time to obtain permits and complete the work. Resolved, that the Board of Standards and Appeals does hereby amend the resolution of February 17, 1942, only insofar as it has reference to obtaining permits and completion of the work, so that as amended, this portion of the resolution shall read:

"that all permits shall be obtained and all work shall be completed within one (1) year from the date of this amended resolution."

42-BZ

APPLICANT—Michael Glick, for Dorothy R. Siegal, owner.

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the acting borough superintendent) previously granted on condition, under section 7i of the zoning resolution, permitting in a business use district, the conversion of occupancy of part of an existing building to a motor vehicle repair shop.

PREMISES AFFECTED—551 East 149th street and 555 St. Ann's avenue, northwest corner (Block 2276, Lot 57), Borough of The Bronx.

APPEARANCES—

For Applicant: Michael Glick.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

RESOLUTION (587-42-BZ)

WHEREAS, this application under section 7i of the zoning resolution, permitting in a business use district, the conversion of occupancy of part of an existing building to a motor vehicle repair shop, affecting premises 551 East 149th street and 555 St. Ann's avenue, northwest corner (Block 2276, Lot 57), Borough of The Bronx, was granted by the Board on January 19, 1943, on certain conditions and the applicant requested an extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of January 19, 1943, only insofar as it has reference to obtaining permits and completion of the work, so that as amended, this portion of the resolution shall read:

"that all permits shall be obtained and all work shall be completed within two (2) months from the date of this amended resolution."

APPEALS FROM ADMINISTRATIVE DECISIONS

43-A

APPLICANT—Brown and Matthews, Inc., for Pressed and Welded Steel Products Co., lessee, for Treasurer of the City of New York (Receiver).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—38-51 and 38-53 11th street, east side (between 38th and 40th avenues), 275 ft. north of 40th avenue (Block 473, Lots 562 and 563), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Alfred S. Larkins and William J. Cannes.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal withdrawn after discussion, on request of applicant's representatives.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

68-43-A

APPLICANT—Lama and Proskauer, for William Burtenshaw, owner (E. R. Squibb, and Sons, lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—13-15 College place, west side, 109 ft. north of Love lane (Block 236, Lot 68), Borough of Brooklyn.

APPEARANCES—

For Applicant: O. Lauritsen and E. A. Palmieri.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (68-43-A)

WHEREAS, Lama and Proskauer, for William Burtenshaw, owner (E. R. Squibb and Sons, lessees), filed February 9, 1943, an appeal from a decision of the borough superintendent; premises 13-15 College place, west side, 109 ft. north of Love lane (Block 236, Lot 68), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent, dated February 5, 1943, re B.N. Applic. 154-43, reads:

"Proposed temporary change of occupancy for the duration of the war emergency and for six months thereafter from public garage for more than five (5) motor vehicles to the conforming use of warehouse, storage of merchandise in a business use district, constitutes an abandonment of the non-conforming use and the restoration of the public garage for more than five (5) motor vehicles is contrary to Art. II, Sec. 4(a) 15 of the Zoning Resolution. Denied."

and

WHEREAS, the applicant states the building is five stories (60 ft.) in height, 50 ft. by 92 ft. in area; Class 3 construction; erected prior to 1910; located in business use, c area district and used throughout as a garage for more than five (5) motor vehicles and proposed to be used as a storage warehouse for merchandise for the duration of the war and for six months thereafter with an occupancy of two persons; and

WHEREAS, the applicant contends that at the present time the site is improved with a 5-story and basement brick building, public garage, class 3 construction; that request is made for a temporary change of occupancy for the duration of the war emergency and for six months thereafter from a public garage for more than 5 motor vehicles to the conforming use of a warehouse for storage of merchandise, none of which is inflammable; that the application is made to the Board of Standards and Appeals, so as to protect the present use and for the restoration of the public garage six months after the war emergency; that therefore, in view of the fact the use requested is

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less hazardous, conforming, and also because of the fact the building is designed and constructed as a public garage, it is respectfully requested this application be granted; and

WHEREAS, the Board deemed that, during the existing emergency, this appeal should be granted to permit temporary substitution of a conforming use without loss of the present status as a non-conforming use for a garage for more than five motor vehicles; and

WHEREAS, the Board deemed that favorable action is warranted in view of the facts presented, showing not only the impossibility of operating the garage under present conditions beyond the owner's control so as to cover operating expenses, but more particularly in view of the demonstrated need for the use of the building to further the production of essential war materials.

Resolved, that the decision of the borough superintendent on B.N. Applic. 154-43, dated February 5, 1943, be and it hereby is *modified* and the appeal be and it hereby is *granted on condition* that the proposed temporary use shall be in conformance with the requirements of the zoning resolution; that no structural changes shall be made; that the gasoline pumps shall be removed and the gasoline storage tanks purged and sealed to the satisfaction of the fire commissioner; that no existing signs advertising the garage use shall be removed and no new signs constructed; that such portable fire-fighting appliances shall be installed as the fire commissioner shall direct for the proposed occupancy; that the terms of this resolution shall not be deemed as to vacate the existing Certificate of Occupancy while the proposed substitute use is continued for a term which shall be deemed to include the time during which the present emergency exists and for six months thereafter, provided, however, that unless the garage use is reestablished within six months of the expiration of the above term, such garage use shall be deemed abandoned and the Certificate of Occupancy therefor vacated; that the existing Certificate of Occupancy shall be amended to cover the temporary substituted use as herein permitted.

83-43-A

APPLICANT—The A. S. Boyle Company, owner.

SUBJECT—Appeal from decisions of the fire commissioner re Packaging of combustible mixture known as "Old English Liquid Wax" in one-half gallon and one gallon glass bottles (capacity of bottles not in conformity with Administrative Code specifications).

APPEARANCES—

For Applicant: Joseph Jacobson.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (83-43-A)

WHEREAS, The A. S. Boyle Company, owner, filed February 26, 1943, an appeal from decisions of the fire commissioner, relating to the packaging of a combustible mixture known as "Old English Liquid Wax" in half gallon and gallon glass bottles; and

WHEREAS, the decision of the fire commissioner, dated August 5, 1942, and repeated in a decision of the fire commissioner dated February 26, 1943, reads:

"Acknowledge receipt of your letter of the 26th inst. and please be advised that your request for permission to pack and fill the combustible mixture known as "OLD ENGLISH LIQUID WAX" in half gallon and gallon glass bottles is hereby denied as per Section C19-62.0 of the Administrative Code of the City of New York."

and

WHEREAS, it is proposed to package Old-English Liquid Wax, a combustible mixture, in half gallon and gallon glass

bottles, manufactured of Duraglass by the Owens-Illinois Glass Company, according to the specifications and drawings which are made part of this appeal; and

WHEREAS, the applicant contends that Duraglass bottles containing Old English Liquid Wax will be packed in corrugated cartons and four such cartons packed to a corrugated shipping container; that Old English Liquid Wax flash above 100° F.; that the War Production Board has ordered the discontinuance of the use of tin plate andterne plate containers and that the only containers that the applicant can use for its product, are glass bottles or jugs as here proposed; that there is no greater fire hazard involved in the use of glass bottles as proposed, than in the use of containers of similar capacity; that the proposed bottles will have capacity of 128 ounces and will have head space of at least 5%, to provide for expansion and that the proposed glass containers provide for more than adequate resistance to pressure; that the bottle will not be subject to corrosion or deterioration as is true of tin containers, and that if this variance is not granted, there will be no package in which this combustible mixture can reach the customer; and

WHEREAS, Fire Department Certificate of Approval 728 has been issued for this product as a combustible mixture.

Resolved, that the decision of the fire commissioner dated February 26, 1943 be and it hereby is *modified* and that appeal be and it hereby is *granted*, to permit the production known as "Old English Liquid Wax", now certified by the Fire Department as a combustible mixture under Certificate of Approval 728, to be marketed in glass jugs as proposed with a capacity of approximately one (1) gallon on condition that such jugs shall bear the label required by the Administrative Code and worded to the satisfaction of the fire commissioner; that this variance shall be for a term of six (6) months, subject to renewal with the approval of the Board and pending an application to be filed by the Owens-Illinois Glass Co. for general test and approval of glass bottles and glass containers of various sizes.

94-43-A

APPLICANT—U. S. Industrial Chemicals, Inc., owner.

SUBJECT—Appeal from a decision of the fire commissioner re Packaging of inflammable mixture known as Super Pyro in one-quart and one-gallon glass bottles (capacity of bottles not in conformity with Administrative Code Specifications).

APPEARANCES—

For Applicant: L. E. Renz.

For Administration: Insp. Meyer, Fire Dept.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (94-43-A)

WHEREAS, U. S. Industrial Chemicals, Incorporated, owner, filed March 4, 1943, an appeal from a decision of the fire commissioner, relating to the packaging of Super Pyro Anti-freeze, an inflammable mixture, in glass containers; and

WHEREAS, the decision of the fire commissioner, dated February 3, 1943, reads:

"Receipt is acknowledged of your communication of January 27, 1943, for permission to package Super Pyro Anti-freeze and other materials in glass bottles of one-quart and one gallon capacity.

As the proposition is contrary to the provision of Section C19-59.0-C of the Administrative Code, it is regretted that your request must be denied."

and

WHEREAS, the applicant states that it is proposed to package Super-Pyro Anti-freeze, an inflammable mixture containing completely denatured alcohol, Formula No

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a small percentage of rust inhibitor and dye, in durable bottles manufactured by the Owens-Illinois Glass Company in capacities not exceeding one gallon, in lieu of plate andterne plate containers, the discontinuance of which has been ordered by the War Production Board; and WHEREAS, the applicant has filed a copy of Drawing No. 391 of the Owens-Illinois Glass Company, showing a round bottle weighing 45 ounces with an overflow capacity of 136 ounces when filled and proposed to contain 128 liquid ounces with a head space of 8 ounces for cushion, to be equipped with a suitable precision screw cap, equipped with a composition gasket lining, tiered, varnished or coated with other suitable sealers for the purpose of protecting the lining and adhering to the top of the glass container; that four such gallon bottles separated by fibre-board sleeves will be packed in a fibre-board shipping container complying with the regulations of the Interstate Commerce Commission; and WHEREAS, the applicant contends that since 1937 it has used Super-Pyro Anti-freeze in accordance with the Administrative Code, as modified by the Board of Standards and Appeals under Cal. 488-37-A; that Super-Pyro Anti-freeze is manufactured and sold for use in automobile radiators; that this product is not used for domestic or household uses; that each bottle will carry a label reading "Remove entire contents at once"; that the War Production Board has discontinued the use of tin plate andterne plate containers for packaging this product, as required under the resolution of the Board adopted October 1937 and amended through November 23, 1937, under Cal. 488-37-A; that a hardship is created by the War Production Board's order and by the provisions of the Administrative Code, which prohibit the use of glass bottles for packaging inflammable mixtures in the size proposed; that there is no greater hazard involved in the use of glass bottles of one gallon or less capacity packed as proposed, than there would be in the use of similar capacity tin cans; Duraglass bottles are made by an improved technique and are checked for defects in manufacture before bottles are packed and shipped to the applicant; that the relative safety of glass and tin containers has been the subject of investigation and the results of such investigation have been filed with this appeal; that in addition thereto, a report from the War Production Board has been filed, fully describing the package which it is proposed to use if the Board grants a variation of the provisions of the Administrative Code as herein requested; and WHEREAS, an examination of fire department folder 22-1049 indicates that certificate of approval 1049 was issued to the applicant for 6 inflammable mixtures, one of which is the product in question in this appeal.

Resolved, that the decision of the fire commissioner dated January 3, 1943, be and it hereby is *modified* and that the Board will be and it hereby is *granted*, to permit the product known as "Super-Pyro Anti-freeze" now certified by the Department as an inflammable mixture under certificate of approval 1049, to be marketed in glass jugs as proposed of a capacity of approximately one (1) gallon, on condition that such jugs shall bear the label required by the Administrative Code, and worded to the satisfaction of the fire commissioner; and that such label contain the following "when opened, remove entire contents at once" in bold letters on a light background; that this variance shall be in effect for a term of six (6) months, subject to renewal with the approval of the Board and pending an application to be filed by the Owens-Illinois Glass Company for general approval of glass bottles and glass containers in various sizes.

2-S

APPLICANT—Matam Corporation, for New York Dock Trade Facilities Corporation, owner.
SUBJECT—Application for consideration—reopening and amendment of resolution—Variation of the labor law as cited in a decision of the fire commissioner.

PREMISES AFFECTED—2-14 Joralemon street and 336-374 Furman street, southwest corner (Block 257, part of Lot 12), Borough of Brooklyn.

APPEARANCES—

For Applicant: H. P. Heauid.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (380-42-S)

WHEREAS, this application from a decision of the fire commissioner, affecting premises 2-14 Joralemon street and 336-374 Furman street, southwest corner (Block 257, part of Lot 12), Borough of Brooklyn, was granted by the Board on May 12, 1942, on certain conditions and the applicant requested an amendment of the resolution; and

WHEREAS, the applicant states that the panic bolts installed are known as Monarch Bolts constructed of steel and bronze as manufactured or dealt in by the Oscar C. Rixon Corp.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of May 12, 1942, by adding thereto:

"that in the event the panic bolts installed are of the type as stated, same may be temporarily approved pending the filing of an application by the manufacturer for test and approval."

APPLIANCES AND MATERIALS SUBMITTED FOR APPROVAL

790-42-SM

APPLICANT—United States Gypsum Co., owner.

SUBJECT—Rocklath and Diamond Liner (Gypsum Lath) plasterboard, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Laid over to March 23, 1943 at 2 P.M., for further consideration by the Board.

313-42-SM

APPLICANT—Voh's Chemical Works, owner.

SUBJECT—"Flamchek" Flameproofing Powder, approval of.

APPEARANCES—

For Applicant: Robert W. Froehlich.

ACTION OF BOARD—Application withdrawn on request of applicant's representative.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

236-39-SM

APPLICANT—Consolidated Expanded Metal Companies, owner.

SUBJECT—Metal Lath and Lathing Accessories of the Consolidated Expanded Metal Companies, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Material approved in accordance with report of Committee on Tests.

MINUTES

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (236-39-SM)

WHEREAS, the Consolidated Expanded Metal Companies, owner, filed on February 27, 1939, an application with the Board of Standards and Appeals for approval of the material known as Consolidated Expanded Metal Companies' Metal Lath and Lathing Accessories; and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

February 26, 1943

Re: Cal. 236-39-SM.

Subject: Consolidated Expanded Metal Companies' Metal Lath and Lathing Accessories, approval of.

The Consolidated Expanded Metal Companies filed with the Board of Standards and Appeals an application under the requirements of Section C26-178-0,b of the Administrative Building Code for approval of their materials (hereinafter referred to) for use under the pertinent provisions of the Administrative Building Code.

These materials are manufactured at the applicant's plant in Wheeling, W. Va. Steelcrete Diamond Mesh Lath are made from new billet open hearth steel sheets unless otherwise specified to be made from Cop-R-Loy or Extra Refined Cop-R-Loy or to be cut from galvanized steel sheets. (Note Cop-R-Loy is a trade name for copper-bearing steel sheets as manufactured by The Wheeling Steel Corporation.) These laths are made from certain size blanks of widths, lengths, and gauges as necessitated by the required weight of the finished material. The blanks in width are cut from larger width sheets. These laths are produced on a rotary type lath machine in which the steel strips of width, length and gauge, as necessitated by the required weight of the finished material, are fed into a pair of rotary cutters, which cut small slits longitudinally through the strip. The slitted strip leaving the rotary cutters then travel at an angle of 45 degrees from the horizontal and is thus expanded. This process expands the blank to about 27 inches wide and at the same time shortens the original length to about 98 inches. The sheet then travels through a series of leveling rolls which takes out any unevenness which may have occurred in the above process and makes the sheet perfectly flat. After forming the sheets are then bundled with a weight identification tag attached after which those that are to be painted are dipped into a solution of paint, dried and then placed in storage ready for shipment. Additional identification tags are added to bundles before shipping.

The same general methods are pursued in manufacturing the other types of lath hereinafter referred to, with variations for the particular type. Samples of metal lath and accessory products were selected from stock in the applicant's Long Island City Warehouse, measured and weighed by Engineer J. F. Fitzsimons of the Board and the results are set forth as follows:

LATH

Designation	Required Wt.	Actual Wt.	Gauge
Steelcrete Diamond Lath			
2.2 lb. Painted	3.0	2.2	28
3.0 lb. Painted	3.0	2.83	25
3.4 lb. Painted	3.0	3.24	24
2.5 lb. Galvanized ..	3.0	2.4	26
3.4 lb. Galvanized ..	3.0	3.28	25

Designation	Required Wt.	Actual Wt.	Gau
Steelcrete Arch Lath			
4.5 lb. Painted	3.0	4.2	
Steelcrete 3/8" Rib Mesh			
3.0 lb. Painted	3.0	3.0	
3.4 lb. Painted	3.0	3.4	
Steelcrete 3 Mesh Flat Rib			
2.75 lb. Painted	3.0	2.9	2
3.00 lb. Painted	3.0	3.0	2
3.4 lb. Painted	3.0	3.4	2
Bar-X-Lath			
3.4 lb. Painted	3.0	3.23	
4.2 lb. Painted	3.0	4.07	

STUDDING & FURRING

Bar-Z-Studs	Wt. per l.f.	Ga
2" Painted	.385	1
3 1/4" Painted	.487	1
4" Painted	.61	1
6" Painted	.86	1
3/4" Cold Rolled Channels	.337	
1 1/4" Cold Rolled Channels	.54	

ACCESSORIES

Corner Bead—Galvanized	Wt. per l.f.	Ga
Wing Type—1 1/2" Solid Flange.....	.164	2
Bull Nose Short Flange 3/4" Radius	.28	2
Expanded—2 1/2" Flange	.2	
Rail Type	.2	
Galvanized Picture Mold.....	.185	
Galvanized Plain Base Screed 1/2" ..	.205	
Galvanized Plain Base Screed 3/4" ..	.155	
Cornerite (reinforcement for inside plaster corners) Galv. 2" x 2"	.074	
Cornerite Galvanized 3" x 3"	.056	
Clips for rail type bead (Galvanized)		
Clips for Wing Bead (Galvanized) ..		
Hank Tie Wives—Galvanized.....		
Bar-Z-Track for use with Bar-Z-Studs		
2" Painted	.40	
3/4" Painted	.48	
4" Painted	.635	
6" Painted	.87	

RECOMMENDATION

On the basis of the foregoing data the Comm recommends the approval of the Consolidated Expa Metal Companies' Metal Lath and Accessory Pro as follows:

Lath weighing less than 3.0 lbs. per square yard approved for use as a substitute for combustible under Sec. C26-458.0 (8.4.10.2). Such lath, how shall weigh not less than 2.5 lbs. per square yard

Lath weighing 3.0 lbs. per square yard or ove approved for use as metal lath (incombustible) u Sec. C26-459.0 (8.4.10.3) and C26-460.0 (8.4.10.4)

installed in accordance with the requirements there Furring and studding of the specifications pro herein be approved under Sec. C26-460.0 (8.4. when installed in accordance with the require thereof.

All accessories listed herein be approved under C26-191.0 (2.2.3), when installed in accordance the requirements of the Administrative Building

It is further recommended that the use of these rials be limited to the specific uses permitted for type of lath and that it be applied as provided i the pertinent provisions of the Administrative Bu Code. In cases where no specific requirements the material may be installed in accordance wit manufacturer's specification.

MINUTES

It is further recommended that all material herein shall be manufactured and applied as provided for herein, except that lath weight shall be permitted a tolerance of 5 per cent.

Each bundle or container shall be labeled or stamped reading as follows: "Approved by the Board of Standards and Appeals for use in New York City under Cal. No. 236-39-SM." Where the lath weight is less than 3.0 lbs. per sq. yd. and not less than 2.5 lbs. per sq. yd., such lath shall bear additional wording reading as follows: "This metal lath may only be used where combustible lath is permitted." It is not intended, however, that the prohibitions of C26-458.0 a.b. apply to lath weighing less than 3.0 lbs. per sq. yd. as herein recommended for approval. The installation of such lath, however, shall comply with all the requirements of the Code for metal lath as provided in C26-459.0.

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

WHEREAS, this report recommended the approval of this material.

Resolved, that the Board of Standards and Appeals does hereby approve the material known as Consolidated Metal Companies' Metal Lath and Lathing Accessories, on condition that the material be manufactured, installed and labeled, stamped or tagged in accordance with above report.

2-24-SA

APPLICANT—American Fire Prevention Bureau, Inc., owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—re Usem Closed Circuit A.C. and D.C. 110-220 Volt Standpipe and Sprinkler Alarm Systems, previously approved.

APPEARANCES—

For Applicant: John H. Derby.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (1509-24-SA)

WHEREAS, this application for approval of the appliance known as the Usem Closed Circuit A.C. and D.C. 110-220 Standpipe and Sprinkler Alarm Systems, was approved by the Board July 28, 1925 and the resolution was amended December 11, 1934; and

WHEREAS, the applicant requested a further amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of July 28, 1925, as amended December 11, 1934, by adding thereto:

"that the millimeter herein required may be omitted during the term of the present emergency, provided it is installed as soon as available on any system placed in operation subsequent to the date of this amended resolution."

2-25-SA

APPLICANT—American Fire Prevention Bureau, Inc., owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—re Derby Closed Circuit Automatic Sprinkler and Standpipe Supervisory Alarm Panel, previously approved.

APPEARANCES—

For Applicant: John H. Derby.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (242-25-SA)

WHEREAS, this application for approval of the appliance known as the Derby Closed Circuit Automatic Sprinkler and Standpipe Supervisory Alarm Panel, was approved by the Board November 10, 1925 and the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of November 10, 1925, by adding thereto:

"that the millimeter herein required may be omitted during the term of the present emergency, provided it is installed as soon as available on any system placed in operation subsequent to the date of this amended resolution."

2-26-SA

APPLICANT—American Fire Prevention Bureau, Inc., owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—re Derby Closed Circuit Alternating Current Sprinkler and Standpipe Supervisory Alarm Panel, previously approved.

APPEARANCES—

For Applicant: John H. Derby.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (2-26-SA)

WHEREAS, this application for approval of the appliance known as the Derby Closed Circuit Alternating Current Sprinkler and Standpipe Supervisory Alarm Panel, was approved by the Board November 30, 1926 and the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of November 30, 1926, by adding thereto:

"that the millimeter herein required may be omitted during the term of the present emergency, provided it is installed as soon as available on any system placed in operation subsequent to the date of this amended resolution."

Adjourned: 3:30 P. M.

JOSEPH J. DOYLE, Chief Clerk.

*CORRECTION

The minutes of the meeting of the Board of Standards and Appeals held on January 26, 1943, as they appeared in Bulletin Vol. 28, No. 5, are hereby corrected to read as follows:

MINUTES

THE RESOLUTION (244-40-A)

WHEREAS, Paramount Pictures, Inc. (lessee), for Allied Owners Corporation, owner, filed March 14, 1940, an appeal from a decision of the borough superintendent of buildings; premises 371-393 Flatbush avenue extension, northeast corner of DeKalb avenue (Block 2805, Lot 1), Borough of Brooklyn; and

WHEREAS, this appeal was granted by the Board on April 16, 1940, on certain conditions and applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of April 16, 1940, as to the time permitted for the continuance of the existing sign structure, so that as amended, this portion of the resolution shall read:

"that within one (1) year from the date of this amended resolution the sign above the roof of the marquise shall be removed, provided meanwhile it shall meet the structural requirements of the Building Code therefor; that in all other respects, the marquise and signs shall comply with all laws, rules and regulations applicable thereto."

*Correction—The resolution corrected for clarification, as printed above.

*CORRECTION

The minutes of the meeting of the Board of Standards and Appeals held on December 22, 1942, as they appeared in Bulletin Vol. 27, No. 52, are hereby corrected to read as follows:

THE RESOLUTION (645-42-A)

WHEREAS, Samuel Rosenblum, for Esther Burros, owner, filed on August 31, 1942, an appeal from orders of the fire commissioner affecting premises 212-214 Water street, west side, 87 ft. 4 in. south of Beekman street (Block No. 95, Lot No. 3), Borough of Manhattan; and

WHEREAS, Order No. 31994-LC, issued by the fire commissioner August 26, 1942, reads:

"With reference to your application dated August 17th, 1942, for a permit to store burlap bags and burlap bagging at above location, I regret to inform you that this department is without power to grant such a permit for the reason:

Sec. C19-149.0-C-1, Article 26, Administrative Code prohibits the issuance of permit for the storage of combustible fibre in any building or premises situated within 50 ft. of the nearest wall of a building occupied as a hospital.

YOU ARE THEREFORE, HEREBY, ADVISED TO:

1. Discontinue the storage of combustible fibre or material (burlap bags or burlap bagging) on these premises in a quantity exceeding one ton." Sec. C19-149.0-B, Article 26, Administrative Code."

and

WHEREAS, Order No. 15483-LF, of the fire commissioner, issued August 3, 1942, reads:

"1. Provided a fixed fire extinguishing system or other means for the extinguishment of fire satisfactory to the fire commissioner, throughout building. C19-161.0 Adm. Code."

and

WHEREAS, the applicant states the building is five stories (56 ft.) in height; 30 ft. 8 in. by 87 ft. 7 in. in area; of Class 3 construction; erected prior to 1900; located in an unrestricted use district, and used since 1940 as follows: Cellar, storage, no persons; first floor, office and receiving, 3 persons; second floor, repair of burlap bags, 6 persons; third floor, storage of baled stock, no persons; fourth floor, storage of baled stock, no persons; fifth floor, storage of baled stock, no persons; that the entire premises is used for the manufacturing and dealing in new and used burlap bags; that the records of the Building Department indicate

that the building was approved for warehouse, stores and offices under CA No. 1346-93 with the following permissible loads: first floor, 160 lbs.; second floor, 150 lbs.; third floor, 135 lbs.; fourth floor, 135 lbs.; fifth floor, 135 lbs.; that these loads are sufficient for the existing use of the building as a storage warehouse; and

WHEREAS, the applicant contends as to Item 1 of Order No. 15483-LF, that the tenant is an importer and exporter of new and used burlap bags; that this material is not combustible fiber as defined in the Administrative Code, but is a finished article, that as occasion arises, repair is necessary and there might be 1 to 3 tons of loose bags, but the main stock is all baled material; that there is no loose stock carried above the second floor; that the first floor is used for office and delivery of merchandise and the repair work and bailing is conducted on the second floor; that housekeeping conditions are excellent; that there is plenty of air space; that stock is carried, so as to leave plenty of room at top and the windows in the rear are protected by iron shutters; that the building is accessible from front and rear and presents no fire fighting problem; that water buckets are distributed throughout and any additional fire extinguishers required by the Board, will be installed; that it is impossible to obtain any other form of equipment at the present time; that this occupant has been in the same business for 44 years during which time they have had no fires; that in view of the fact, that much of the material is mainly carried in baled quantities, that the building is small in height and area; easily accessible and has a small occupancy, it is requested that the Board waive the requirement of complying with the order; and

WHEREAS, the applicant contends as to Item 1 of Order No. 31994-LC, that to the north of the premises under appeal is a vacant space of 30 ft. 7 in. separating this building from the hospital and the northerly wall of the applicant's building is unpierced, and the rear wall has all openings protected with iron shutters, thus there are no exposures to the hospital; that these premises do not contain combustible fiber as defined in the Code; that the occupants have been in the premises for two years and no permit heretofore been required; and

WHEREAS, these premises were inspected by a committee of the Board;

Resolved, that the order of the fire commissioner, Order No. 31994-LC, Objection 1, be and it hereby is *modified* and the appeal be and it hereby is *granted on condition* that trap doors to existing stairs and hoistway shall be equipped with fusible links so as to close easily and that such trap doors shall be metal covered; that the *hoistway* from cellar to first floor shall be enclosed in a partition approved for one-hour fire test; that a thermostatic rate of rise alarm shall be installed throughout the building in connection to central station fire headquarters; that no opening shall be constructed in the side lot line walls; that shutters on the rear wall shall be maintained in good condition and shall normally be kept closed at all times except the rear windows on the second floor; that hand holes shall be constructed in the shutters for two vertical lines, so as to permit opening from the exterior in the event of fire; that when materials are available, an exterior fire escape on the rear shall be constructed; that adequate aisles from front to rear on all stories shall be maintained at all times including an aisle at least five feet in width along the rear wall and that materials shall be stored in accordance with the requirements of Section C19-149.0b and not piled within 18 inches of the ceiling; and, *granted* only so long as the premises are maintained in accordance with the requirements of this resolution and the material is stored as set forth; that in all other respects, the building and occupants shall comply with all laws, rules and regulations applicable thereto; that as to Order No. 15483-LF, Objection 1, *granted on condition* that the requirements of this resolution be complied with.

* Correction—The words "interior stairs" changed to "hoistway" in line 90 of resolution and the word "basement" changed to "cellar" in line 91 of resolution.

BULLETIN

OF THE

BOARD OF STANDARDS AND APPEALS

CITY OF NEW YORK

Issued under authority of Chapter 27, Section 665 of the Charter of the City of New York.

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V. XXVIII

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No. 12

DIRECTORY

BOARD OF STANDARDS AND APPEALS

HARRIS H. MURDOCK, Chairman

BERNARD A. SAVAGE

CHARLES M. BLUM

CHIEF JOHN E. GUNN

JOSEPH J. DOYLE, *Chief Clerk*

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Telephone—WOrth 2-5600.

Office Hours for Public—9 a. m. to 4 p. m.

Saturdays 9 a. m. to 12 noon.

Address all communications to the Chairman

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PUBLIC HEARINGS

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All hearings are held in Room 1013, Municipal Building,
Borough of Manhattan.

HOURS OF CONSULTATION

10 A. M. to 1 P. M.

Any person desiring to consult the chairman or the en-
gineers, pertaining to the work of the board, will be seen
only between the hours of ten in the morning and one in
the afternoon—Saturdays excepted.

NOTICE TO APPELLANTS AND APPLICANTS

No appeal or application will be entertained in connection
with which court proceedings are pending or in progress,
unless exception is granted by the chairman, nor accepted
which is not filed within thirty days from the date of the
action of the Administrative Official.

Any communication purporting to be an appeal or appli-
cation shall be regarded as a mere notice of intention to
seek relief until it is filed on the form required by the rules
of this board.

Upon receipt of any such communication the writer will
be supplied with the official forms for presenting his appeal
or application.

At the time of filing an appeal or application, the appel-
lant or applicant shall forward a signed notice of appeal
addressed to the administrative official (either commissioner
of buildings or fire commissioner) and file with this board
a duplicate of said notice.

Appellants and applicants are advised that their plans
must indicate the points of the compass so as to establish
the true location and position of the property, the subject
of the appeal or application.

Appeals and applications will be simplified and disposition
of same expedited by conforming to these directions.

HARRIS H. MURDOCK, *Chairman*.

CALENDAR

DOCKET

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106-43-S—H.B.Bx—241-251 East 136th street, north side, 150 ft. east of Rider avenue and 240 East 136th street, south side, 25 ft. east of Rider avenue (Block 2320, Lots 53 and 5), Borough of The Bronx, Decision.

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108-43-SM—Eagle Type H-1 Granulated Mineral Wool, manufactured by Eagle-Picher Sales Company, Material.

109-43-BZ—H.B.Q.—64-08 Perry avenue, south side, 47.73 ft. east of Willow avenue (Block 2716, Lot 12), Maspeth, Borough of Queens, Alt. 180-43.

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111-43-S—H.B.B.—6214-6224 Fourth avenue and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn, Alt. 2624-42.

112-43-A—H.B.B.—6214-6224 Fourth avenue and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn, Alt. 2624-42.

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103-37-BZ—H.B.Q.—2514-2518 Catalpa avenue, southwest corner of 62nd street (Block 3628, Lot 5), Ridgewood, Borough of Queens, Decision re Certificate of Occupancy.

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MARCH 23, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing Tuesday morning, March 23, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

284-42-BZ—Application, April 7, 1942, under section of the zoning resolution, of Lama and Proskauer, applicants on behalf of North American Oil Corporation, owner (David, lessee), to permit in a business use district, uplot occupied as a gas station and individual garages, erection and maintenance of a building to be occupied as a garage for more than five (5) motor vehicles, lubricating rooms and office and the use of the remainder of the plot as a gasoline service station; premises 1672-86th street, southeast corner of Bay 14th street (Block 6365, part of Lot No. 33), Borough of Brooklyn.

330-22-BZ—Application of Allen A. Blaustein, applicant on behalf of 1663 East 17th Street Corporation, owner, opened February 9, 1943, under sections 7a, 7b, 7c and 7d of the zoning resolution, to permit partly in a business use district, the alteration and reconstruction of a three story theatre and building (previously granted by the Board) to a one story building; premises 1663-1669 East 17th street, side, 57 ft. 2½ in. south of Kings Highway (Block 55, Lot 55), Borough of Brooklyn.

172-36-BZ—Application of A. H. Salkowitz, applicant on behalf of Coronet Piece Dye Works, Inc., lessee (Ferberbocker Laundry Company, Inc., owner), reopened March 9, 1943, for consideration re amendment of resolution previously granted on condition under section 21 of the zoning resolution, permitting in a residence district, the change of occupancy of an existing building to a factory, power wet-wash laundry, dry cleaning,

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g and finishing uses for a temporary period of five years from December 1, 1941; premises 80-19 to 80-25 Cornish avenue, north side, 135.66 ft. east of Queens boulevard (Block 1538, Lots 87 and 91), Elmhurst, Borough of Queens.

5-42-BZ—Application, November 30, 1942, under section 7h of the zoning resolution, of John C. Wandell, applicant, on behalf of Estate of William Kuenstle, owner (John Gallo, lessee), to permit partly in a business use and partly in an unrestricted use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 8714-8720 Fifth avenue and 448-459 88th street, northwest corner (Block 6050, Lot 40), Borough of Brooklyn.

2-41-BZ—Application of Louis A. Kieseewetter, applicant, on behalf of Frieda Block, owner (Staten Island Oil Co., Inc., lessee), reopened July 23, 1942, under section 7c of the zoning resolution, to permit in a retail use district, the relocation of an accessory building and gasoline dispensing pumps on an existing gasoline service station (previously acted upon by the Board); premises 2505 (2485 displayed) Victory boulevard and 538 Willowbrook road, northeast corner (Block 486, Lot 8), Willowbrook, Borough of Richmond.

2-39-BZ—Application of Regan and Barrett, applicants and attorneys, on behalf of Chapmald Realty Corporation, owner, reopened November 4, 1942, under section 7h of the zoning resolution, to permit in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles (previously denied by the Board under section 21 of the zoning resolution); premises 406-420 West 11th street, south side, 100 ft. west of Ninth avenue (Block 64, Lots 37, 39, 40, 41 and 42), Borough of Manhattan.

2-43-BZ—Application, February 17, 1943, under section 7f of the zoning resolution, of Nick De Martini, applicant, on behalf of Louisa De Martini, owner, to permit in a residence use district, the erection and maintenance, for a term of two years, of three (3) business buildings (to use 1000 chickens in each building); premises 149-19 Union turnpike, northwest corner of 150th street, northwest corner of 79th avenue and 150th street and southeast corner of 79th avenue and 150th street (Block 6691, Lot 8, Block 6711, Lots 39 and 41 and Block 6712, Lots 17 and 19), Flushing, Borough of Queens.

Appeal from Administrative Decision.

2-43-A—149-19 Union turnpike, northwest corner of 150th street and southeast and northeast corners of 150th street and 79th avenue (Block 6691, Lot 8, Block 6711, Lots 39 and 41 and 6712, Lots 17 and 19), Flushing, Borough of Queens.

HARRIS H. MURDOCK, Chairman.

MARCH 23, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday afternoon, March 23, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

Appeals from Administrative Decisions.

2-42-A—1360-1366 Fifth avenue and 1-3 West 113th street, northwest corner (Block 1597, Lot 33), Borough of Manhattan.

2-42-A—255-271 Classon avenue, east side, 264 ft. south of Willoughby avenue (Buildings 1 and 2); (Block 1924, Lots 6-14), Borough of Brooklyn (reopened and restored calendar, April 17, 1942; previously dismissed for lack of prosecution).

2-43-A—109-131 West 50th Street, north side, 235 ft. 6 in. west of Sixth Avenue and 110-130 West 51st Street (Block 1003, Lot 40), Borough of Manhattan.

825-42-A—1199 Broadway, southwest corner of West 29th street (Block 830, Lot 62), Borough of Manhattan.

Materials for Approval.

790-42-SM—Rocklath and Diamond Liner (Gypsum Lath) Plasterboard.

715-41-SM—Stormtight Caulking Compound.

MARCH 30, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday morning, March 30, 1943, at 10 o'clock in Room 1013, Municipal Building Manhattan, on the following matters:*

Zoning Applications.

787-42-BZ—Application, November 10, 1942 under sections 21 and 7e of the zoning resolution, of Frank C. Keller, applicant, on behalf of Peerless Realty Corporation, owner, to permit in a business use district, for a term of two years, the use of an existing building for baling paper and rags and storage of metals; premises 117-05 122nd street, east side, 100 ft. south of Rockaway boulevard (Block 11715, Lot 36), Ozone Park, Borough of Queens.

105-42-BZ—Application, February 3, 1942, under section 7c of the zoning resolution, of John Joseph Carroll, applicant, on behalf of John Tague, owner (David Glass, Inc., lessee), to permit partly in a business use and partly in a residence use district, the conversion of occupancy of an existing garage building to wholesale groceries sales and storage; premises 163-165 Washington avenue, east side, 140 ft. north of Myrtle avenue and 132-140 Hall street, west side, 80 ft. north of Myrtle avenue (Block 1890, Lots 4 and 82), Borough of Brooklyn.

641-30-BZ—Application of Colonial Beacon Oil Co., applicant and lessee, on behalf of Henry Merkel and Albert Merkel, owners, reopened November 10, 1942, under section 7f of the zoning resolution, to permit in a business use district, for a term of two years, the extension and also the maintenance, as extended, of a gasoline service station (previously acted upon by the Board); premises 207-02 to 207-06 Hillside avenue, southeast corner of 207th street (Block 10582, Lots 1 and 3), Bellaire, Borough of Queens.

801-42-BZ—Application, November 16, 1942, under section 21 of the zoning resolution, of Harry Hurwit, applicant, on behalf of Morris Newman, owner, to permit in a residence use and also C area district, the maintenance of a building (play room) which was erected without providing the required rear yard; premises 3426 Barker avenue, east side, 38 ft. 6 in. south of Duncomb avenue (Block 4627, Lot 12), Borough of The Bronx.

802-42-BZ—Application, November 16, 1942, under section 21 of the zoning resolution, of Harry Hurwit, applicant, on behalf of Harry Klein, owner, to permit in a residence use and also C area district, the maintenance of a building (play room) which was erected without providing the required rear yard; premises 3428 Barker avenue, east side, 18 ft. 6 in. south of Duncomb avenue (Block 4627, Lot 112), Borough of The Bronx.

243-42-BZ—Application, March 25, 1942, under section 21 of the zoning resolution, of La Bella Service Station, Inc., applicant and owner, to permit in an unrestricted use district, the erection and maintenance of a gasoline service station having exits and entrances within 200 ft. of entrances or exits to a school; premises 291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

429-37-BZ—Application of Morris Roth, applicant and owner, reopened February 2, 1943, under sections 7a, 7c

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and 21 of the zoning resolution, to permit partly in a business use and partly in a residence use district, the conversion of occupancy of a frame building to a stable for more than five horses; premises 47-11 108th street, northeast corner of 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens.

137-26-BZ—Application of Arnold W. Lederer and James W. McGrath, applicants, on behalf of Rose Morizio, owner reopened June 10, 1941, under sections 7f, 7c and 21 of the zoning resolution, to permit for a stated term of years, partly in a business use and partly in a residence use district, the erection and maintenance of an extension to an existing garage for more than five motor vehicles; premises 8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn.

987-41-BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kiesewetter, applicant, on behalf of The Texas Company, owner, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station; premises 736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn.

Appeals from Administrative Decisions.

792-42-A—796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn, Misc. 8575-41.

85-42-A—8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn (under section 36, General City Law—re erection of building fronting only on a private right of way not on the city map).

45-43-A—47-11 108th street, northeast corner of 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens.

881-40-A—291-301 Metropolitan avenue, northwest corner of Roebbling street (Block 2353, Lot 13), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

MARCH 30, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday afternoon, March 30, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

Appeals from Administrative Decisions.

764-42-A—9-11 Dutch street, west side, 127 ft. south of Fulton street (Block 78, Lot 24), Borough of Manhattan.

75-43-S—79-83 Washington street, east side, 96 ft. 5 in. north of York street (Block 51, Lot 1), Borough of Brooklyn.

56-43-A—3670-3674 Third avenue, east side, 92.44 ft. south of East 170th street (Block 2925, Lot 29), Borough of The Bronx.

Appliances for Approval.

392-42-SA—"Selective Drink" Canteen (Carbonated Beverage Dispenser).

102-43-SA—R. W. No. 1403 Elevator Interlocking Device.

APRIL 6, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday morning April 6, 1943, at 10 o'clock in Room*

1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

669-42-BZ—Application, September 11, 1942, under sections 7f and 21 of the zoning resolution, of Wing Holding Corporation, applicant and owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 40-11 Skillman avenue, north side, 545.51 ft. west of 43rd street (Block No. 183, Lot No. 290), Long Island City, Borough of Queens.

910-42-BZ—Application, December 30, 1942, under sections 21 and 7e of the zoning resolution of Edmund T. Seabright, applicant, on behalf of Brooklyn Trust Co. (Certificate of Trustee), owner, to permit in a business use district, the maintenance for not more than two years and the conversion of occupancy of an existing building, from garage show room and work room to a welding plant; premises 2801 West 8th street, 641 Sheepshead Bay road, northeast corner and 644 Neptune avenue. (Block 7270, Lot 14), Borough of Brooklyn.

479-42-BZ—Application, June 16, 1942, under sections 7c and 21 of the zoning resolution, of Arnold W. Lederer, applicant, on behalf of J. A. S. Holding Corp., owner, to permit partly in a business use district and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 2528-2532 Tilden avenue, south side, 100 ft. west of Verona place (Block 5136, Lots 10-12), Borough of Brooklyn.

627-39-BZ—Application, May 16, 1939, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Gulf Oil Corporation, owner, to permit in a business use district, the parking and storage of more than five motor vehicles on an existing gasoline service station; premises 2642-2666 Fulton street, 37-43 Pennsylvania avenue, southeast corner and 108-112 New Jersey avenue (Block 3670, Lot 18), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

APRIL 6, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday afternoon, April 6, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

Zoning Application.

617-42-BZ—Application, August 12, 1942, under section 7c of the zoning resolution, of John F. Payne, applicant, on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the erection and maintenance of a new accessory (lubricatorium) building on an existing gasoline service station; premises 1779 E 177th street, northwest corner of Pugsley avenue (Block No. 3794, Lot No. 50), Borough of The Bronx.

Appeal from Administrative Decision.

13-43-A—4517 Surf avenue, east side, 100 ft. north of Neptune avenue (Block 7824, Lot 138), Borough of Brooklyn.

JUNE 15, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday afternoon, June 15, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:*

Appeal from Administrative Decision.

746-42-A—241 West 72nd street, north side, 280 ft. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

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BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

TUESDAY MORNING, MARCH 16, 1943

Present: Commissioners Savage and Blum and Deputy Chief Gunn.

The minutes of the regular meetings of the Board held Tuesday morning, March 9, 1943, and Tuesday afternoon, March 9, 1943, were approved as printed in Bulletin No. 11, Volume 28.

ZONING CASES

802-42-BZ

APPLICANT—Morris Roth, owner.

SUBJECT—Application reopened February 2, 1943 (decision of the acting borough superintendent) under sections 7a, 7c and 21 of the zoning resolution, to permit partly in a business use and partly in a residence use district, the conversion of occupancy of a frame building to a stable for more than five horses.

PREMISES AFFECTED—47-11 108th street, northeast corner of 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens.

APPEARANCES—

For Applicant: John F. Finn, Jr. and Morris Roth.
For Opposition: Joseph H. Gellman, Mrs. C. Benedetti and others.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Laid over to March 30, 1943 at 10 A.M. for inspection by a committee of the Board. No further argument.

802-42-BZ

APPLICANT—LaBella Service Station, Inc., owner.

SUBJECT—Application (decision of the borough superintendent) under section 21 of the zoning resolution, to permit in an unrestricted use district, the erection and maintenance of a gasoline service station having exits and entrances within 200 ft. of entrances or exits to a school.

PREMISES AFFECTED—291-301 Metropolitan avenue, northwest corner of Roebing street (Block 2353, Lot 13), Borough of Brooklyn.

APPEARANCES—

For Applicant: Nathan Schwartz.

For Opposition: None.

For Administration: Fred Dahlem and M. Hannes, Dept. of Housing and Buildings and W. J. Carmel, Dept. of Investigation.

ACTION OF BOARD—Laid over to March 30, 1943 at 10 A.M. on request of applicant's representative.

802-42-BZ

APPLICANT—Harry Hurwit, for Morris Newman, owner.

SUBJECT—Application (decision of the acting borough superintendent) under section 21 of the zoning resolution, to permit in a residence use and also C area district, the maintenance of a building (play room) which was erected without providing the required rear yard.

PREMISES AFFECTED—3426 Barker avenue, east side, 38 ft. 6 in. south of Duncomb avenue (Block 4627, Lot 12), Borough of The Bronx.

APPEARANCES—

For Applicant: Harry Hurwit and Morris Newman.

For Opposition: Arthur J. Corbett.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Laid over to March 30, 1943 at 10 A.M. for inspection by a committee of the Board. No further argument.

802-42-BZ

APPLICANT—Harry Hurwit, for Harry Klein, owner.

SUBJECT—Application (decision of the acting borough superintendent) under section 21 of the zoning resolution, to permit in a residence use and also C area district, the maintenance of a building (play room) which was erected without providing the required rear yard.

PREMISES AFFECTED—3428 Barker avenue, east side, 18 ft. 6 in. south of Duncomb avenue (Block 4627, Lot 112), Borough of The Bronx.

APPEARANCES—

For Applicant: Harry Hurwit and Harry Klein.

For Opposition: Arthur Corbett.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Laid over to March 30, 1943 at 10 A.M. for inspection by a committee of the Board. No further argument.

116-33-BZ

APPLICANT—Katherine Alberti, owner.

SUBJECT—Application reopened March 2, 1943 re consideration as to amendment of resolution so as to permit the building to be rented to a motor hauling concern for the storage of more than five motor vehicles—re Application (decision of the superintendent of buildings) previously granted on condition, under sections 7e and 21 of the zoning resolution, permitting in a business use district, the extension of an existing garage for more than five motor vehicles (pleasure cars) and 15 trucks in the ownership and control of the owner (granted by the Board under Cal. 304-30-BZ).

PREMISES AFFECTED—50-56 Downing street and 214-218 West Houston street, north side, 159 ft. 6¾ in. east of Varick street (Block 528, Lots 13, 28, 29, 30 and 31), Borough of Manhattan.

APPEARANCES—

For Applicant: Frank Alberti and Louis A. Jackson.

For Opposition: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Resolution amended.

THE VOTE TO AMEND RESOLUTION—

Affirmative: Commissioners Savage and Blum and Deputy Chief Gunn..... 3

Negative 0

Absent: Chairman Murdock..... 1

THE RESOLUTION (116-33-BZ)

WHEREAS, this application under sections 7e and 21 of the zoning resolution, permitting in a business use district, the extension of an existing garage for more than five motor vehicles (previously granted by the Board under Cal. 304-30-BZ) affecting premises 50-56 Downing street and 214-218 West Houston street, north side, 159 ft. 6¾

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in. east of Varick street (Block 528, Lots 13, 28, 29, 30 and 31), Borough of Manhattan, was granted by the Board on April 10, 1934, on certain conditions, resolution amended on October 6, 1936 and the applicant requested a further amendment of the resolution; and

WHEREAS, this application was reopened by vote of the Board on March 2, 1943 and set for hearing on March 16, 1943; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting March 16, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of April 10, 1934, as amended October 6, 1936, only in so far as it has reference to the use of the premises, so that as amended, this portion of the resolution shall read:

"that in addition to the use permitted, the premises may also be occupied by a trucking concern for the storage of more than five (5) trucks for a term of not more than five (5) years from the date of this amended resolution and that the Certificate of Occupancy shall be amended to include this temporary use."

APPEALS FROM ADMINISTRATIVE DECISIONS

881-40-A

APPLICANT—LaBelle Service Station, Incorporated, owner, Ferdinand F. Scherpich, attorney for Edward Lambert and Florence Scherpich and Sidney B. Fisher, attorney for Amelia Walter, holders of first mortgage.

SUBJECT—Appeal from decisions of the borough superintendent.

PREMISES AFFECTED—291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

APPEARANCES—

For Applicant: Nathan Schwartz.

For Administration: Fred Dahlem and M. Hannes, Dept. of Housing and Buildings and W. J. Carmel, Dept. of Investigation.

ACTION OF BOARD—Laid over to March 30, 1943 at 10 A.M. on request of applicant's representative.

45-43-A

APPLICANT—Morris Roth, owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—47-11 108th street, northeast corner of 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens.

APPEARANCES—

For Applicant: John F. Finn, Jr. and Morris Roth.

For Opposition: Joseph H. Gellman, Mrs. C. Benedetti and others.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Laid over to March 30, 1943 at 10 A.M. for inspection by a committee of the Board. No further argument.

Adjourned: 12:55 P.M.

JOSEPH J. DOYLE, Chief Clerk.

REGULAR MEETING

TUESDAY AFTERNOON, MARCH 16, 1943

Present: Commissioners Savage and Blum and Deputy Chief Gunn.

ZONING CASES

617-42-BZ

APPLICANT—John F. Payne, for Socony-Vacuum Oil Company, Incorporated, owner.

SUBJECT—Application (re decision of the acting borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, the erection and maintenance of a new accessory (lubritorium) building on an existing gasoline service station.

PREMISES AFFECTED—1979 East 177th street, north west corner of Pugsley avenue (Block 3794, Lot 50), Borough of The Bronx.

APPEARANCES—

For Applicant: William McDevit.

For Opposition: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Laid over to April 6, 1943 at P.M. on request of applicant's representative.

103-37-BZ

APPLICANT—William Petersen (lessee), for Jacob Bromberg and Joseph Danziger, owners.

SUBJECT—Application for consideration—reopening a extension of permit—Application (decision of the commissioner of buildings) previously granted condition, under sections 7h and 21 of the zoning resolution, permitting partly in a business use a partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—2514-2518 Catalpa avenue southwest corner of 62nd street (Sedgwick street) (Block 3628, Lot 5), Ridgewood, Borough of Queens.

APPEARANCES—

For Applicant: William Petersen.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Commissioners Savage and Blum and Deputy Chief Gunn.....

Negative

Absent: Chairman Murdock.....

575-32-BZ

APPLICANT—Wood and Marshall, for Suburban Maintenance Service Corporation, owner.

SUBJECT—Application for consideration—reopening a extension of permit under section 7f of the zoning resolution—Application (decision of the superintendent of buildings) previously granted under section 21 of the zoning resolution, permitting in a business use district, the erection and maintenance of a gasoline service station for a temporary period.

PREMISES AFFECTED—Southeast corner of Mermaid road and 242nd street (Block 3645, Lot 19), Ridgewood, Borough of Queens.

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APPEARANCES—

For Applicant: Clifford B. Marshall.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Commissioners Savage and Blum and Deputy Chief Gunn..... 3

Negative 0

Absent: Chairman Murdock..... 1

THE RESOLUTION (575-32-BZ)

WHEREAS, this application permitting in a business use district, the erection and maintenance of a gasoline service station for a temporary period, affecting premises southeast corner of Merrick road and 242nd street (Block 3645, Lot 1, Rosedale, Borough of Queens, was granted by the Board on February 28, 1933 on certain conditions, resolution amended on February 15, 1938 and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted February 28, 1933, as amended February 15, 1938, in so far as it has to do with section of the zoning law and the term of the permit, that as amended, this portion of the resolution shall read:

"* * * Granted under section 7f for a term of five (5) years from the date of this amended resolution, and that a certificate of occupancy shall be obtained."

105-37-BZ

APPLICANT—Arthur W. Renander, for Adelina Granello, owner (Nunley Parking Company, Inc., lessee); (request for reopening made by William A. Eckert, firm of Renander and Miller).

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, the transient parking of more than five motor vehicles for a term of two years.

PREMISES AFFECTED—89-37 to 90-07 161st street, east side, and 89-40 to 89-42 162nd street, west side, 357.04 ft. south of 89th (Shelton) avenue (Block 835, Lots 25 and 22), Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: William A. Eckert.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Commissioners Savage and Blum and Deputy Chief Gunn..... 3

Negative 0

Absent: Chairman Murdock..... 1

THE RESOLUTION (104-37-BZ)

WHEREAS, this application, under section 7h of the zoning resolution, permitting in a business use district for a temporary period of not more than two years, the transient parking of more than five motor vehicles, affecting premises 89-37 to 90-07 161st street, east side, and 89-40 to 89-42 162nd street, west side, 357.04 ft. south of 89th (Shelton) avenue (Block 835, Lots 22 and 25), Jamaica, Borough of Queens, was granted by the Board March 11, 1941, under certain conditions, resolution amended on February 24, 1942 and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted March 11, 1941, as amended February 24, 1942, only so far as it has refer-

ence to the term of the permit, so that as amended, this portion of the resolution shall read:

"* * * Granted for a term of two (2) years from the date of this amended resolution, * * *"

105-37-BZ

APPLICANT—Arthur W. Renander, for Nunley Holding Corporation, owner (request for reopening made by William A. Eckert, firm of Renander and Miller).

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the commissioner of buildings) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, the transient parking of more than five motor vehicles for a temporary period.

PREMISES AFFECTED—89-47 to 89-55 162nd street, east side, 300 ft. north of Jamaica avenue (Block 836, Lots 16 and 18), Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: William A. Eckert.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Commissioners Savage and Blum and Deputy Chief Gunn..... 3

Negative 0

Absent: Chairman Murdock..... 1

THE RESOLUTION (105-37-BZ)

WHEREAS, this application, under section 7h of the zoning resolution, permitting in a business use district the transient parking of more than five motor vehicles, affecting premises 89-47 to 89-55 162nd street, east side, 300 ft. north of Jamaica avenue (Block 836, Lots 16 and 18), Jamaica, Borough of Queens, was granted by the Board November 9, 1937, on certain conditions, the permit extended April 23, 1940, resolution amended April 15, 1941 and permit extended on April 7, 1942 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted November 9, 1937, as amended through April 7, 1942, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"* * * Granted under section 7h for a term expiring April 15, 1945 to coincide with the variance granted under Cal. 1070-40-BZ. * * *"

108-37-BZ

APPLICANT—Arthur W. Renander, for Jamaica Savings Bank, owner (Nunley Parking Company, Incorporated, lessee); (request for reopening made by William A. Eckert, firm of Renander and Miller).

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, the transient parking of more than five motor vehicles for a term of two years.

PREMISES AFFECTED—90-05 to 90-11 160th street, east side, and 90-06 to 90-12 161st street, west side, 50 ft. south of 90th avenue (Block 832, Lots 20, 23½ and 28), Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: William A. Eckert.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

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ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Commissioners Savage and Blum
and Deputy Chief Gunn..... 3
Negative 0
Absent: Chairman Murdock..... 1

THE RESOLUTION (108-37-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district, the transient parking of more than five motor vehicles for a term of two years, affecting premises 90-05 to 90-11 160th street, east side, and 90-06 to 90-12 161st street, west side, 50 ft. south of 90th avenue (Block 832, Lots 20, 23½ and 28), Jamaica, Borough of Queens, was granted by the Board on March 11, 1941, on certain conditions and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted March 11, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

“* * * Granted under section 7h for a term of two (2) years from the date of this *amended* resolution. * * *”

840-38-BZ

APPLICANT—Hawkins, Delafield and Longfellow, for The Trustees of the Sailors' Snug Harbor in the City of New York, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting partly in a business use and partly in an unrestricted use district, for a temporary period of not more than two years, the transient parking of not more than five motor vehicles.

PREMISES AFFECTED—52-58 East 8th street and 305 Mercer street, southwest corner (Block 548, Lots 32 to 35, inclusive), Borough of Manhattan.

APPEARANCES—

For Applicant: Joseph G. Kelly and T. Siccama.
For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Commissioners Savage and Blum
and Deputy Chief Gunn..... 3
Negative 0
Absent: Chairman Murdock..... 1

THE RESOLUTION (840-38-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting partly in a business use and partly in an unrestricted use district, for a temporary period of not more than two years the parking and storage of more than five motor vehicles, affecting premises 52-58 East 8th street and 305 Mercer street, southwest corner (Block 548, Lots 32 to 35 inclusive), Borough of Manhattan, was granted by the Board March 21, 1939, on certain conditions, permit extended on February 18, 1941 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on March 21, 1939, as amended February 18, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

“* * * Granted for a term of two (2) years from the date of this *amended* resolution. * * *”

1193-38-BZ

APPLICANT—Samuel Rosenblum, for Emigrant Industrial Savings Bank, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting for a term of two years, partly in a business use and partly in a retail use district, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—29-35 West 28th street, north side, 85 ft. west of Broadway (Block 830, part of Lot 17), Borough of Manhattan.

APPEARANCES—

For Applicant: Samuel Rosenblum.
For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Commissioners Savage and Blum
and Deputy Chief Gunn..... 3
Negative 0
Absent: Chairman Murdock..... 1

THE RESOLUTION (1193-38-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting partly in a business use and partly in a retail use district, for a temporary period of not more than two years, the parking and storage of more than five motor vehicles, affecting premises 29-35 West 28th street, north side, 85 ft. west of Broadway (Block 830, part of Lot 17), Borough of Manhattan, was granted by the Board March 14, 1939, on certain conditions, permit extended on March 11, 1941 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted March 14, 1938, as amended March 11, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

“* * * Granted for a term of two (2) years from the date of this *amended* resolution. * * *”

691-40-BZ

APPLICANT—Schwartz and Accardy (lessees), for Citizens Savings Bank, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the acting borough superintendent) previously granted on condition, under 7h of the zoning resolution, permitting in a business use district, for a term of two years, the premises now occupied as a gasoline service station to be also occupied for the parking and storage of motor vehicles.

PREMISES AFFECTED—3325-3331 Broadway, west side 49 ft. 11 in. north of West 134th street (Block 2001, Lots 31, 32, 33 and part of Lot 36), Borough of Manhattan.

APPEARANCES—

For Applicant: A. M. Accardy.
For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Commissioners Savage and Blum and
Deputy Chief Gunn 3
Negative 0
Absent: Chairman Murdock 1

MINUTES

THE RESOLUTION (691-40-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district for a temporary period of not more than two years, the parking and storage of more than five motor vehicles, on a plot occupied in part as a gasoline service station, affecting premises 3325-31 Broadway, west side, 49 ft. 11 in. north of West 134th street (Block 2001, Lots 31, 32 and 33 and part of Lot 36), Borough of Manhattan, was granted by the Board January 1941, on certain conditions, time extended on March 24, 1942 and the applicant requested an extension of the permit. *Resolved*, that the Board of Standards and Appeals does hereby *amend* the resolution adopted January 14, 1941, as amended March 24, 1942, only so far as it has reference to term of the permit, so that as amended, this portion of resolution shall read:

"* * * Granted for a term of two (2) years from the date of this *amended* resolution * * *."

691-40-BZ

APPLICANT—Arthur H. Haaren, for Edlar Realty Corporation, owner (Cogat Garage, Inc., lessee).

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting in a business use district, the extension of a gasoline station use to include the parking and storage of more than five motor vehicles for a temporary period.

PREMISES AFFECTED—4566 Broadway and 2 Nagle avenue, northeast corner (Block 2172, Lot 1), Borough of Manhattan.

APPEARANCES—

For Applicant: Arthur H. Haaren.

For Opposition: Harold Klorfein, Dept. of Parks.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened, permit and time extended.

THE VOTE TO REOPEN, EXTEND PERMIT AND TIME—

Affirmative: Commissioners Savage and Blum and Deputy Chief Gunn..... 3

Negative 0

Absent: Chairman Murdock..... 1

THE RESOLUTION (806-40-BZ)

WHEREAS, this application, permitting in a business use district, the extension of a gasoline service station use to include the parking and storage of more than five motor vehicles for a temporary period, affecting premises 4566 Broadway and 2 Nagle avenue, northeast corner (Block 2172, Lot 1), Borough of Manhattan, was granted by the Board March 18, 1941, on certain conditions, time extended March 24, 1942 and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on March 18, 1941, as amended on March 24, 1942, only so far as it has reference to term of the permit and completion of the work, so that as amended, these portions of the resolution shall read:

"* * * Granted for a term of two (2) years from the date of this *amended* resolution, provided that all permits shall be obtained and all work completed within one year from the date of this *amended* resolution * * *."

806-40-BZ

APPLICANT—William A. Eckert, for Henry Fuld and Jamaica Lodge No. 546 Free and Accepted Masons, owners (James Kloeter, lessee).

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a temporary term of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—89-39 to 89-45 162nd street, east side, 384 ft. north of Jamaica avenue (Block 9761, Lots 21 and 23), Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: William A. Eckert.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Commissioners Savage and Blum and

Deputy Chief Gunn..... 3

Negative 0

Absent: Chairman Murdock..... 1

THE RESOLUTION (1070-40-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district, the transient parking of more than five motor vehicles for a temporary term of two years, affecting premises 89-39 to 89-45 162nd street, east side, 384 ft. north of Jamaica avenue (Block 9761, Lots 21 and 23), Jamaica, Borough of Queens, was granted by the Board on April 15, 1941, on certain conditions and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on April 15, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"* * * Granted under section 7h, for a term expiring April 15, 1945, to coincide with the term of the variance granted under Cal. 105-37-BZ * * *."

786-42-BZ

APPLICANT—Chester A. Cole, for O. J. Heinzmann, owner.

SUBJECT—Application for approval of plans—re Application (decision of the acting borough superintendent) previously granted on condition, under section 7e of the zoning resolution, permitting for a term of two years, partly in a residence use and partly in a local retail use district, the alteration and conversion of occupancy of an existing building to a factory (tool shop).

PREMISES AFFECTED—8 Crabtree avenue, southwest corner of Bloomingdale road (Block 7092, Lot 61), Rossville, Borough of Richmond.

APPEARANCES—

For Applicant: Samilla L. Heinzmann.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Plans approved.

THE VOTE TO APPROVE PLANS—

Affirmative: Commissioners Savage and Blum and Deputy Chief Gunn..... 3

Negative 0

Absent: Chairman Murdock..... 1

THE RESOLUTION (786-42-BZ)

WHEREAS, this application under section 7e of the zoning resolution, permitting partly in a residence use and partly in a local retail use district, the alteration and conversion of occupancy of an existing building to a factory (tool shop), affecting premises 8 Crabtree avenue, southwest corner of Bloomingdale road (Block 7092, Lot 61), Rossville, Borough of Richmond, was granted by the Board on January

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19, 1943, on certain conditions and the applicant requested the approval of plans, as required in the resolution.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted January 19, 1943, only so far as it has reference to approval of plans for the existing and proposed landscaping, walks and fences, so that as amended, this portion of the resolution shall read:

"* * * that plans marked 'Received March 8, 1943,' showing such planting and landscaping are hereby *approved, on condition* that a four (4) ft. fence shall be provided along the interior lot lines of the premises and kept painted; that planting of grass shall be maintained along the Bloomingdale road frontage, except that the spaces marked "grass" on the westerly portion of the plot may be devoted to Victory Gardens; that the service driveways shall be provided with a calcium chloride binder or equivalent; that existing trees shall remain as shown, supplemented by such additional shrubbery as the owners may decide to add."

APPEALS FROM ADMINISTRATIVE DECISIONS

746-42-A

APPLICANT—Rodney M. Ollinger, for Wood-Dolson Company, Inc., owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—241 West 72nd street, north side, 280 ft. 5½ in. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

APPEARANCES—

For Applicant: Joseph G. Goffe.

For Administration: Insp. Meyer.

ACTION OF BOARD—Laid over to June 15, 1943 at 2 P.M. on request of applicant's representative.

764-42-A

APPLICANT—Adon Realty Corporation, lessee, for The Ministers, Elders and Deacons of the Reformed Protestant Dutch Church of the City of New York, owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—9-11 Dutch street, west side, 127 ft. south of Fulton street (Block 78, Lot 24), Borough of Manhattan.

APPEARANCES—

For Applicant: Benjamin Cohen.

For Administration: Insp. Maher, Fire Dep't.

ACTION OF BOARD—Laid over to March 30, 1943 at 2 P.M. on request of applicant's representative.

13-43-A

APPLICANT—Emil Koeppel, for Rose Bandes, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—4517 Surf avenue, east side, 100 ft. north of Neptune avenue (Block 7824, Lot 138), Borough of Brooklyn.

APPEARANCES—

For Applicant: Emil Koeppel.

For Administration: Fred Dahlem, Dep't Housing and Buildings.

ACTION OF BOARD—Laid over to April 6, 1943 at 2 P.M. on request of applicant.

75-43-S

APPLICANT—Alexander Senauke and Amperex Electronic Products for Gair Realty Corporation, owner.

SUBJECT—Variation of the labor law as cited in an order of the fire commissioner.

PREMISES AFFECTED—79-83 Washington street, east side, 150 ft. north of York street (Block 51, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alexander Senauke.

For Administration: Thomas A. Larkin, Fire Dep't.

ACTION OF BOARD—Laid over to March 30, 1943 at 2 P.M. for full vote of the Board.

THE VOTE TO GRANT—

Affirmative: Commissioners Savage and Blum.

Negative: Deputy Chief Gunn.

Absent: Chairman Murdock.

799-42-A

APPLICANT—John B. Reschke, for Forty-Six West 73rd Street Corporation, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—46 West 73rd street, south side, 50 ft. east of Columbus avenue (Block 1125, Lot 61), Borough of Manhattan.

APPEARANCES—

For Applicant: John B. Reschke.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal denied.

THE VOTE TO GRANT—

Affirmative: Commissioners Savage and Blum.

Negative: Deputy Chief Gunn.

Absent: Chairman Murdock.

THE RESOLUTION (799-42-A)

WHEREAS, John B. Reschke, for Forty-Six West 73rd Street Corporation, owner, filed on November 16, 1942, an appeal from a decision of the borough superintendent, affecting premises 46 West 73rd street, south side, 50 ft. east of Columbus avenue (Block 1125, Lot 61), Borough of Manhattan; and

WHEREAS, the decision of the borough superintendent dated October 28, 1942, on Misc. Sprinkler Applic. 318 reads:

"1. Pressure inadequate. Provide gravity tank pressure tank, per rules."

and

WHEREAS, the applicant states that the building is 7 stories (70 ft.) in height; 50 ft. by 85 ft. in area; of Class A construction; erected about 1900; located in a business district and used and occupied as a Class A multiple dwelling and that it is proposed to be used and occupied as a single room occupancy (furnished rooms); and

WHEREAS, the applicant contends that it is 70 ft. from curb to highest line of sprinklers; that the main pressure tank is 40 lbs.; that under the Rules promulgated by the Department of Housing and Buildings for carrying out Section 248 of the Multiple Dwelling Law, the required pressure should be 45.38 lbs., which will give a minimum of 15 lbs. at the highest line of sprinklers; that by actual test the gauge indicated 13 lbs. at the highest line of sprinklers; that the Board of Fire Underwriters requires only 10 lbs. at the highest line of sprinklers; that the owner has endeavored to secure materials to install a roof or pressure tank as required by the Rules, but to present conditions, is unable to do so; that the Rules of the Department of Housing and Buildings for Class A converted dwellings permit the installation of a booster pump; that the installation of sprinklers in a single room occupancy is essentially the same as for a converted dwelling and therefore, it is requested that the Board permit the installation of a booster pump to maintain the required 15 lbs. pressure at top line of sprinklers.

Resolved, that the decision of the borough superintendent on Misc. Sprinkler Applic. 318-42, objection 1, be and it hereby is *affirmed* that the appeal be and it hereby is *denied*.

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855-42-A
APPLICANT—L. E. Driver, for New York Dock Company, owner (National Cold Storage Company, lessee).

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—66-72 Furman street, west side, 576.8 ft. south of Fulton street (Block 199, part of Lot 3), Borough of Brooklyn.

APPEARANCES—

For Applicant: George A. Eweler.

For Administration: Insp. Maher, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Commissioners Savage and Blum and Chief Gunn 3
Negative 0
Absent: Chairman Murdock 1

THE RESOLUTION (814-42-A)

WHEREAS, L. E. Driver, for New York Dock Company, owner (National Cold Storage Company, lessee), filed November 20, 1942, an appeal from an order and decision of the fire commissioner, affecting 66-72 Furman street, west side, 576.8 ft. south of Fulton street (Block 199, part of Lot 3), Borough of Brooklyn; and

WHEREAS, Order 9342-LF, issued by the fire commissioner July 27, 1942, and referred to in a decision of the commissioner dated October 23, 1942, reads:

"1. Provide a water supply for standpipe system as per Art. 17, Ch. 26 of the Adm. Code."

WHEREAS, the decision of the fire commissioner dated October 23, 1942, reads:

"In response to your letter of October 20, 1942, relative to Order 9342-LF affecting the above mentioned premises, you will please be advised that the standpipe system is not a voluntary installation. The law requires the standpipe in a building with the height of these premises. Therefore your request for withdrawal of this item must be denied."

WHEREAS, the applicant states that the building is eight stories (91 ft.) in height; 106 ft. 6 in. by 105 ft. 8 in. in area; of Class 1 construction; erected 1912; located in an unrestricted use district and equipped with a dry standpipe system and occupied for cold storage warehouse throughout;

WHEREAS, the applicant contends that the building is only 20 stories (239 ft. 10 in.) in height, 175 ft. by 200 ft. 10 in. in area; of Class 1 construction; erected 1927; located in a business and unrestricted use district and used and occupied as follows: Cellar pump and storage rooms, 45 persons; first floor, stores, 60 persons; 2nd to 7th floors, offices and show rooms, 135 persons per floor; 8th to 12th floors, offices, 135 persons per floor; 13th to 20th floors, offices, 105 persons per floor; pent house, tank and machine rooms, for which certificate of occupancy 15637 was issued September 21, 1939; that no change in use or occupancy is proposed; and

WHEREAS, the applicant contends that the building is equipped with a standpipe system throughout; that the cellar

with a permit issued by the Department of Buildings as a cold storage warehouse and its use has remained unchanged and in view of the small area and the slight excess over the permissible height and the watchmen's service is maintained, it is requested that the Board modify the order of the fire commissioner, so as to accept the existing conditions.

Resolved, that the order of the fire commissioner, 9342-LF, be and it hereby is modified and that the appeal be and it hereby is granted, as to item 1, on condition that the standpipe system shall be tested to a pressure of 100 lbs.; that a sign shall be affixed on the siamese, indicated that it is a dry system; and, granted only so long as the building is not increased in height or area and is used for the purpose only as a cold storage building.

855-42-A

APPLICANT—Samuel Rosenblum, for Bartholomew Holding Corporation, owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—205-215 East 42nd street, north side, 80 ft. east of Third avenue and 204-210 East 43rd street (Block 1316, Lot 5), Borough of Manhattan.

APPEARANCES—

For Applicant: Samuel Rosenblum and E. E. Bloodgood.

For Administration: Insp. Maher, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Commissioners Savage and Blum and Deputy Chief Gunn 3
Negative 0
Absent: Chairman Murdock 1

THE RESOLUTION (855-42-A)

WHEREAS, Samuel Rosenblum, for Bartholomew Corporation, owner, filed December 4, 1942, an appeal from an order and decision of the fire commissioner affecting premises 205-215 East 42nd street, north side, 80 ft. east of Third avenue and 204-210 East 43rd street, (Block 1316, Lot 5), Borough of Manhattan; and

WHEREAS, Order 16155-LF, issued by the fire commissioner October 8, 1942, reads:

"1. Install an approved, wet automatic sprinkler system covering entire cellar, having at least one source of water supply, arranged and equipped as per Ch. 19-161.0 Adm. Code.

Note: Plans to be filed with and approved by the Department of Housing and Buildings before work on such system is commenced."

WHEREAS, a subsequent decision of the fire commissioner dated November 4, 1942, reads:

"In reply to your request for reconsideration on Order No. 16155-LF, requiring a wet automatic sprinkler system in the entire cellar, you are advised that in view of the large area of the cellar, the drug supply occupancy, large amount of combustible material stored in the cellar and poor ventilation your request must be denied."

and

WHEREAS, the applicant states the building is 20 stories (239 ft. 10 in.) in height, 175 ft. by 200 ft. 10 in. in area; of Class 1 construction; erected 1927; located in a business and unrestricted use district and used and occupied as follows: Cellar pump and storage rooms, 45 persons; first floor, stores, 60 persons; 2nd to 7th floors, offices and show rooms, 135 persons per floor; 8th to 12th floors, offices, 135 persons per floor; 13th to 20th floors, offices, 105 persons per floor; pent house, tank and machine rooms, for which certificate of occupancy 15637 was issued September 21, 1939; that no change in use or occupancy is proposed; and

WHEREAS, the applicant contends that the building is equipped with a standpipe system throughout; that the cellar

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is divided into small units by fireproof partitions and used mainly for normal cellar occupancy; that the westerly section of the cellar is used for storage of office stationery and supplies and magazines and the stationary is on steel shelving; that there is also a filing room with metal cabinets; that all of these are in separate fireproof rooms equipped with fireproof doors; that upon the 42nd street side there are 3 stores, which use the cellar underneath in conjunction with the stores, each has a separate stairway connecting the cellar storage space and the store; that these stores consist of a drug store, which has some storage, mainly consisting of toilet articles and accessories; that this cellar storage portion in connection with the drug store has ventilation openings in the show window base; that there is a store used temporarily by the British War Relief as an outlet shop and a store used by a dealer of wicker furniture; that the cellar under these stores contains some wicker chairs, and shipping and packing is conducted there, but there is no excelsior or any large quantity of packing materials; that each of the cellars has a separate stairway to the first floor and is readily accessible for Fire Department use; that cellars are also accessible from an outer court at the center of the building, east side; that the cellar runs from street to street and is divided into small units by fireproof partitions; that there are six stairways available to cellar from street floor; that there are five standpipe outlets in the cellar and sufficient hose to reach every portion of the premises; that the building is adequately equipped with fire extinguishing facilities and there is no necessity for the installation of a sprinkler system; and

WHEREAS, the premises were inspected by a committee of the Board.

Resolved, that the order of the fire commissioner, 16155-LF, be and it hereby is *modified* and that the appeal be and it hereby is *granted* as to item 1 thereof, *on condition* that the areas marked B, C and D on plans marked "Received March 9, 1943", shall be equipped with a wet sprinkler system serviced by two 4-inch house connections to the mains on East 43rd and East 42nd streets, respectively; that all the present material shall be removed from the portion of the building marked "A" and placed in the room marked "B" and that the partition in such space shall be extended to the ceiling; that such portable fire-fighting appliances shall be placed in a file room and such other places, as the fire commissioner shall deem necessary; that in the space marked "A" no combustible material shall be stored; that a water-flow alarm shall be installed in the system, capable of giving an audible alarm in the event of flow of water and that the pipe obstruction in the passageway near the boiler room shall be removed except when the water is being removed from the boiler.

74-43-S

APPLICANT—Universal Camera Corporation, for Estate of Isaac Stern, et al, owners.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—28-30 West 23rd street, south side, 312 ft. 6½ in. west of Fifth avenue (2nd, 6th and 12th floors); (Block 824, Lot 28), Borough of Manhattan.

APPEARANCES—

For Applicant: Saul Rubin and Samuel Bloom.

For Administration: Fred Dahlem, Dep't of Housing and Buildings, and Insp. Maher, Fire Dept.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Commissioners Savage and Blum and Deputy Chief Gunn.....	3
Negative	0
Absent: Chairman Murdock.....	1

THE RESOLUTION (74-43-S)

WHEREAS, Universal Camera Corporation, for Estate of Isaac Stern, et al, owners, filed February 19, 1943, an application for variation of the labor law as cited in a decision

of the borough superintendent; premises 28-30 West 23rd street, south side, 312 ft. 6½ in. west of Fifth avenue at 9-19 West 22nd street (2nd, 6th and 12th floors); (Block 824, Lot 28), Borough of Manhattan; and

WHEREAS, the decision of the borough superintendent dated February 16, 1943, reads:

"Answering your letter of February 28, 1942, our inspector reports this department has no power to modify Section 272, subdivision 3 of the Labor Law which prohibits the use of panic bolts in doors leading to the interior stairways. An appeal may be made to the Board of Standards and Appeals for modification of the Labor Law."

and

WHEREAS, the applicant states the building is 12 stories (107 ft. 8 in.) in height, 50 ft. front on 23rd street and 1 ft. 2½ in. on 22nd street; Class 1 construction; erected 1910; located in a business use district and occupied as follows: Cellar, factory, 20 persons; 1st floor, sales and storage, 70 persons; 2nd to 12th floors, factory; that the building is equipped with sprinkler, standpipe and interior fire alarm systems, but fire drills are not maintained; that there are three interior fireproof stairs, two of which are 48 in. in width and one 36 inches in width and two of which go directly to street and to roof; that there are three fire escapes, two of which go to roof by stairs and one by ladder and two fire escapes extend indirectly to street, one through hallway in building in question and one through stairs adjoining building, as indicated on plans filed with the application; that windows on the course of fire escapes are fireproof, glazed with wire glass; and

WHEREAS, the applicant proposes to install panic bolts on the stairway exit doors of the 2nd, 6th and 12th floors as indicated on plans filed with this application; and

WHEREAS, the applicant has filed copies of communications from the 2nd Military Dept. Headquarters U. S. Army Plant Security Section and from the Office of Inspector Naval Material, recommending the installation of the panic bolts in question.

Resolved, that the Board of Standards and Appeals do hereby *make a variation* in the requirements of the Labor Law and that the application be and it hereby is *granted* *on condition* that the panic bolts proposed to be installed on the 2nd, 6th and 12th floors, as indicated on plans filed marked "Received March 11, 1943" may be permitted, provided that they are of approved type; that the owner shall procure a certificate of occupancy based on the maximum occupancy permitted for the exits of the building and that plans shall be filed for the consideration of the borough superintendent, showing the construction of partitions as they exist on the various floors; that in all other respects, the building shall comply with all laws, rules and regulations applicable thereto and that this variance is granted only for the period of the existing emergency and for six months thereafter.

105-43-A

APPLICANT—Murray Klein, for Bushwick Building Co. Inc., owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—335-371 Johnson avenue at 109 Bogart street, northwest corner (Block 306 Lots 15 and 36), Borough of Brooklyn.

APPEARANCES—

For Applicant: Murray Klein and R. Shipman.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Commissioners Savage and Blum and Deputy Chief Gunn.....	3
Negative	0
Absent: Chairman Murdock.....	1

MINUTES

E RESOLUTION (105-43-A)

WHEREAS, Murray Klein, for Bushwick Building Co., owner, filed March 9, 1943, an appeal from a decision of the borough superintendent, premises 335-371 Johnson Avenue and 109 Bogart street, northwest corner (Block 3065, Lots 15 and 36), Borough of Brooklyn; and
WHEREAS, the decision of the borough superintendent, dated March 8, 1943, re N. B. Applic. 450-42, reads:
"Area of bldg. excessive for Class 3 construction as per 4-2-1 of Bldg. Code."

WHEREAS, the applicant states the proposed building will be one story (20 ft.) in height, 389 ft. by 182 ft. in area of Class 3 construction on a lot 389 ft. by 200 ft. in area, situated in an unrestricted use district and occupied: Cellar, per room; 1st floor, manufacturing of incombustible materials (machine shop) 200 persons; and

WHEREAS, the applicant contends the building will face on streets and will abut the L. I. Railroad right-of-way at the rear; that there is no structure for a distance of 10 ft. from the rear wall of the proposed building; that a fire in the building could be fought from three street fronts; that the building will be equipped with an automatic sprinkler system complying with the rules of the Board of Standards and Appeals and the Building Code and equipped with the Dept. Central Alarm Signal System.

Resolved, that the decision of the borough superintendent, dated on N. B. Applic. 450-42, be and it hereby is modified that the appeal be and it hereby is granted on condition that a fire wall, complying with the requirements of the Code therefor and with openings as may be legally permitted, shall be constructed from south to north to a point 10 feet east of the most westerly portion of the building; that the building shall be equipped with an approved sprinkler system, complying with the Code requirements therefor Fire Dept. Central Alarm System, and provided, further, that the building shall not be increased in height or area and shall be constructed substantially as proposed; that skylight skylights shall be eliminated and a type of skylight either geared or pivoted shall be substituted; that this variance shall continue only so long as the occupancy, which is given as manufacturing of incombustible materials, remains unchanged.

MATERIALS SUBMITTED FOR APPROVAL

41-SM

APPLICANT—L. Sonneborn Sons, Incorporated, owner.
SUBJECT—Stormtight Caulking Compound, approval of.
APPEARANCES—

For Applicant: F. C. Tierbeck.

ACTION OF BOARD—Laid over to March 23, 1943 at 2 P. M. for further consideration by the Board.

0-SM

APPLICANT—Forest Hills Concrete Block Co., Inc., owner; request for withdrawal made by Frank C. Keller.

SUBJECT—Application for withdrawal of request for reopening and amendment of resolution—re Forest Hills Concrete Block Co., Inc., Concrete and Cinder Blocks (previously approved).

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Request to reopen, withdrawn on written request of applicant.

THE VOTE TO WITHDRAW REQUEST TO RE-OPEN—

Affirmative: Commissioners Savage and Blum
and Deputy Chief Gunn 3
Negative 0
Absent: Chairman Murdock 1

834-40-SM

APPLICANT—Atlantic Asbestos Corporation, owner.

SUBJECT—Atlantic Asbestos Corporation Asbestos Air Cell Pipe Covering, Asbestos Air Cell Blocks, Woolfelt Pipe Covering, one inch thick and Woolfelt Pipe Covering, one inch thick double shell, approval of.

APPEARANCES—

For Applicant: Walter J. Fenn.

ACTION OF BOARD—Material approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Commissioners Savage and Blum
and Deputy Chief Gunn 3
Negative 0
Absent: Chairman Murdock 1

THE RESOLUTION (834-40-SM)

WHEREAS, the Atlantic Asbestos Corporation, owner, filed on July 31, 1940, an application with the Board of Standards and Appeals for approval of the material known as the Atlantic Asbestos Corporation's Asbestos Air Cell Pipe Covering, Asbestos Air Cell Blocks, Woolfelt Pipe Covering, one inch thick and one inch thick double shell; and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

March 4, 1943.

Re: Cal. 834-40-SM.

Subject: Atlantic Asbestos Corporation, Asbestos Air Cell Pipe Covering, Asbestos Air Cell Blocks, Woolfelt Pipe Covering 1" thick, Woolfelt Pipe Covering 1" thick, double shell, approval of.

The Atlantic Asbestos Corporation of the Bronx, New York City, and Red Hook, N. Y., filed an application with the Board of Standards and Appeals for approval of their Asbestos Air Cell Pipe Covering, Asbestos Air Cell Blocks, Woolfelt Pipe Covering, 1" thick and Woolfelt Pipe Covering, 1" thick, double shell, under the mandatory provisions of C26-178.0b, for uses under C26-691.0a.3, C26-1271.0 and C26-1274.4 of the Administrative Building Code.

RAW MATERIAL

Asbestos is a material having a high degree of cleavage composed of silicates combined with various metals and usually refers to hydrous magnesium silicate ($H_2Mg_3Si_2O_{10}$) with varying amounts of water of crystallization.

MANUFACTURE

The asbestos is delivered to the applicant's plant from Canada in the form of flocculent asbestos of medium short fiber from which all impurities have been removed. The fiber is mixed in a beater to which water, 12 lbs. of starch, 12 lbs. of wood pulp is added to each batch of 600 lbs. of fiber. After the silicate of soda which is used for cementing sheets together has been leached out, about 12 lbs. of scrap asbestos paper is added.

Fiber Preparation:

The fibrous structure of asbestos exists by reason of a highly developed prismatic cleavage. The asbestos is delivered in bags to the applicant's plant already in prepared form as a flocculent mass. The amount used in each batch is 600 lbs. which is the capacity of the mixing tank or "beater". This is an open top tank with a rotating toothed cylinder. The function of the "beater" is to intimately mix the water, asbestos starch and wood pulp used for the manufacture of the asbestos paper. Water is first admitted to the "beater," the quantity of water being such as

MINUTES

to provide that concentration of solids in the "beater" which will insure good distribution. The fiber is placed in the machine from bags. The starch and wood pulp, 12 lbs. of each to 600 lbs. of fiber and about 12 lbs. of waste stock from which the silicate of soda paste has been leached out are added and the water and materials circulated and thoroughly mixed. The "beater" operator inspects the material by feeling the consistency of the slurry. Satisfactory results depend on the skill and training of the operator. When the operator decides that he has obtained the proper consistency and homogeneity in the batch, usually 40 minutes, a plug is removed from the bottom of the "beater" tank and the mixture flows to a receiver or "stuff chest". The material is pumped from the "stuff chest" to the cylinder molder of a paper making machine where a paper approximately 1/64" in thickness is made. The hot rolls remove practically all the water from the formed sheets which are then cut to 37" in width.

Corrugated Asbestos Paper

Two sheets of asbestos paper are placed through a corrugating machine. One sheet is corrugated, the other is for the backing which is laminated with silicate of soda, then conveyed on belt to drying unit, corrugated leaving through rear of unit a dry product. The corrugated paper is rewinded in roll and is 1/4" in depth.

Sectional Pipe Covering

A roll of corrugated asbestos paper and a roll of plain asbestos paper is placed under a work bench, the top of bench having a table pan filled with silicate of soda. As the corrugated paper is pulled up it is moistened with silicate. The workman places a strip of plain asbestos paper, used as inside liner, on the rough side of the corrugated paper. It is then placed on pipe form and is winded by hand around this form to whatever thickness is required, 2 Ply—1/2" th., 3 Ply—3/4" th., 4 Ply—1" th. When section is rolled a plain sheet of asbestos paper is silicated on sectional as an outer wrapper, then placed on truck which is wheeled in the dryer room. It is left there to dry for a period of twelve hours. Next operation the section ends are trimmed and the section is split on one side by an automatic saw. Then the muslin is pasted on section with the use of a hand spray, commencing at one side of the split and going completely around section and 3" overlapping the split which is used to hold covering secure. It is then placed on truck and wheeled in room for final drying. Canvas on sectional pipe covering is as follows: width 37 1/2", count 40/28 picks to the inch, weight 10.20 yards to the pound. Bands on place at intervals on one foot on coverings. There are two types of bands used namely, 3/4" wide Gold lacquer finish, minimum thickness .007; 1" wide Black Japan finish, minimum thickness .007.

Asbestos Air Cell Block

This consists of lamination with silicate of soda with asbestos corrugated paper to any thickness and placed in dryer room for a period of twelve hours. The edges are trimmed.

Application of Covering

Pasted lap on covering is removed, then section opened and placed on pipe. Lap is pasted to the covering in place and bands are applied at intervals twelve inches.

TESTS

The following data give test results on "Air Cell Pipe Covering" performed at the University of Pittsburgh laboratories:

Thick- ness (in.)	Pipe size (in.)	Temperature			
		10 # 180°F.	90 # 239.4°F.	120 # 324°F.	150 # 350°F.
1/2	3	59.4	61.1	63.8	64.5
	6	61.0	63.0	65.4	66.4
	12	62.0	63.7	66.2	66.9
3/4	3	68.5	70.3	72.7	73.3
	6	70.0	71.9	74.0	74.8
	12	71.9	73.2	75.2	75.9
1	3	73.7	75.3	77.3	77.9
	6	75.9	77.4	79.2	79.8
	12	76.9	78.3	80.1	80.6

The efficiency of "Air Cell" sheet is slightly higher than the above figures for 12 in. pipe sizes.

The term "efficiency" as used in connection with pipe covering means the percent of reduction of heat loss from bare pipes by the use of pipe covering; i.e., saving expressed in per cent of bare pipe loss.

The columns headed "loss" give the loss in B.T.U. per lineal foot of pipe at the temperature difference indicated per hour. All data from tests conducted at Mellon Institute of Industrial Research.

Woolfelt Pipe Covering

The test for Woolfelt was made by Ruberoid Laboratory, February 18, 1941 at Erie, Penna., as follows:

100° Mean Temperature—K Factor .456 B.T.U.
200° Mean Temperature—K Factor .478 B.T.U.

The plant in the Bronx, New York City, was inspected by the Committee on Tests on March 4, 1941 and found to operate as described herein, though very cramped for space.

A test performed by the Board of the material wrapper around the pipe indicated that there is not sufficient combustible material in the wrapper to support combustion when adhering to the surface but when a flame is applied to a loose piece it is immediately consumed and dies out upon reaching that portion of wrapper which is adhered to pipe surface.

RECOMMENDATIONS

On the basis of the inspection and tests reported, the Committee on Tests recommends that the Atlantic Asbestos Corporation's Asbestos Air Cell Pipe Covering and Asbestos Air Cell Blocks be approved under C 191.0 for use under C26-691,a,3 and C26-1271.0, that the Woolfelt Pipe Covering, 1" thick and 1" thick double shell be approved for use under C26-1274.0 where permitted by the Borough Superintendent for use.

EFFICIENCY OF ASBESTOS AIR CELL PIPE COVERING

Steam Pressure		Hot Water		10 Lbs.		80 Lbs.		120 Lbs.	
Steam Temperature °F.....		180°F.		239.4°F.		324.0°F.		350.0°F.	
Temperature Difference °F.....		100°F.		159.4°F.		244.0°F.		270.0°F.	
	Pipe Size In.	% Eff.	Loss	% Eff.	Loss	% Eff.	Loss	% Eff.	Loss
1" thick	3	73.7	53.0	75.3	90.5	77.3	152.0	77.9	172.8
Asbestos Aircell	6	75.9	88.0	77.4	150.6	79.2	253.5	79.8	288.5
4 Ply	12	76.9	155.0	78.3	266.0	80.1	450.0	80.6	513.0

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... piping exposed to danger of freezing and provided further that the materials or containers in which these materials are shipped be stamped, labelled or tagged "Approved by the Board of Standards and Appeals for use in New York City under the requirements and limitations under Cal. 834-40-SM."

(Sgd.) BERNARD A. SAVAGE,
Commissioner,
CHARLES M. BLUM,
Commissioner,
LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

WHEREAS, this report recommended the approval of this material.

Resolved, that the Board of Standards and Appeals does hereby approve the material known as the Atlantic Asbestos Corporation's Asbestos Air Cell Pipe Covering, Asbestos Air Cell Block, Woolfelt Pipe Covering, one inch thick and one inch thick double shell, on condition that the material be manufactured, used and labelled, stamped or tagged in accordance with above report.

Adjourned: 4.00 P. M.

JOSEPH J. DOYLE, Chief Clerk.

RULES

RULES ON USES OF INSULATING FIBRE BOARD

ADOPTED BY THE BOARD OF STANDARDS AND APPEALS MAY 5, 1939. EFFECTIVE IN ACCORDANCE WITH SECTION 665, SUBDIVISION C, OF THE NEW YORK CITY CHARTER, MAY 29, 1939 AND RULES AMENDED JUNE 16, 1942, EFFECTIVE JULY 6, 1942.

Authority:

[170-39-SR]

Pursuant to the authority vested in the Board of Standards and Appeals by Section 666, paragraph 2, Charter of the City of New York, and C26-189.0 Administrative Code (8.4.10.6), C-26-462.0 of the Administrative Code (8.4.10.6), C-26-458.0, sub. g, Administrative Code (8.4.10.2), C-26-480, sub. b, Administrative Code (8.7.2.3), C-26-541.0, sub. a, Administrative Code (8.7.2.6.1), C-26-667.0, paragraphs 4 and 8, Administrative Code (10.9.2.4), sub. c, and C-26-680, sub. 21, Administrative Code (10.12.11.1), C-26-541.0, Administrative Code (8.7.2.6.1), C-26-619.0, Administrative Code (10.3.1), and C-26-610, Administrative Code (12.2).

NOTE: Where reference in parentheses appears after the Administrative Code Section, it refers to the Section of the New Building Code as formerly numbered.

Rule 1. Classes of Fibre Board.

- (1) Wood Fibre
- (2) Exploded Wood Fibre
- (3) Balsam and Wood Fibre
- (4) Western Wood Fibre
- (5) Cane Fibre (Bagasse)
- (6) Pulp from waste papers
- (7) Straw Fibre
- (8) Ground Wood Pulp Fibre
- (9) Corn Fibre

1.1 STRUCTURE OF FIBRE BOARD. Fibre boards shall be manufactured from wood or other vegetable fibre by a felting or molding process and provided with sizing to render water resistant, and shall be subjected to a sufficient drying temperature so as to completely destroy rot-producing fungi. No starch ingredient shall be included unless made toxic to household vermin.

1.2 The structure of the board may be either single or multiple ply, and if latter, the plies shall be joined under pressure by a moisture resisting cement. Surfaces shall be finished smooth and free of coarse fibres.

1.3 For a plaster base, wall board, roof boards, sheathing, siding, roof insulation, floor insulation, acoustical, interior finish, the fibre board shall be homogeneous, free from cracks, lumps, unevenness and other defects.

TABLE 1

	Building Board (Note 5)	Plaster Base (Note 6)	Miscellaneous (Note 7)
Maximum thermal conductivity B.T.U. per hour per square foot per degree F. per inch thickness (note 1)	0.36	0.36	0.36
Minimum transverse strength, Lengthwise (note 2)	14	14	7
Pounds Crosswise (note 2)	12	12	7
Minimum deflection at ultimate load, inches	0.25	0.25	0.25
Maximum deflection at ultimate load, inches (note 3)	.85	.85	1.25
Minimum tensile strength, pounds per square inch (note 4)	175	175	100
Water absorption per cent.	5	5	10
Maximum linear expansion, per cent	$\frac{1}{2}$	$\frac{1}{2}$	—
Nail holding strength lb.	100	70	60
Bond strength per square foot of bonded surface	—	700	—

NOTE 1. No board of any class having a conductance greater than 0.72 b.t.u. per hour, per square foot per degree F. irrespective of thickness will be acceptable under these rules.

NOTE 2. This requirement is based upon specimens $\frac{1}{2}$ inch thick. For specimens of other thicknesses the requirement shall be increased in direct proportion, that is, for a thickness of 1-inch, it shall be double, etc.

NOTE 3. Minimum deflection at rupture shall be not less than .25%.

NOTE 4. Tensile strength requirements shall be applicable only on thicknesses up to and including 1-inch.

NOTE 5. Edges shall be square for building board.

NOTE 6. Edges shall be either ship lapped bevel and ship lapped, tongue and grooved, bevel and tongue and grooved, "V" jointed, or ship lapped and grooved. Each board shall be of a rough fibrous texture to insure good mechanical and suction bond.

NOTE 7. Edges shall be square unless ship lapped or offset.

Rule 2. Uses and Methods of Applying Fibre Board.

2.1 Fibre board may be used as a plaster base or wall board in non-fireproof commercial structures not more than 2 stories in height and in one and two family dwellings not exceeding three stories in height and in Class 3 multiple dwellings for partitions and ceilings where either no fire resistive

RULES

rating is required or where a fire resistive rating not exceeding $\frac{1}{2}$ hour is permitted and installed in accordance with the requirements of C-26-458, Administrative Code (8.4.10.2) and C-26-462.0, Administrative Code (8.4.10.6).

The joints on walls and ceilings shall be broken at least one stud apart, and in no event shall joints of fibre board lath be in vertical line, excepting in the corners of a room. The joints shall be broken at every other board on the walls and at right angles to the furring on ceiling. C-26-462.0, Administrative Code (8.4.10.6). They shall be solidly nailed at every bearing not more than 6" center to center for walls and 4" center to center for ceilings and nailed to all studding with $1\frac{1}{8}$ " No. 13 gauge blue or galvanized plaster board nails, with $\frac{3}{8}$ " heads for $\frac{1}{2}$ " board and $1\frac{3}{4}$ " nails with $\frac{3}{8}$ " heads for $\frac{3}{4}$ " or 1" board, and with proportionately longer nails for thicker fibre board. All corners shall be reinforced with standard metal corner beads. All re-entrant angles shall be reinforced with standard metal angle lath strip. Reinforcement shall be securely stapled on the lath. At the juncture of frame and masonry construction, 6" strip of expanded metal lath shall be used. No board shall be run through from room to room.

2.1.1 It shall be unlawful to wet fibre board before plastering. C26-462.0, Administrative Code (8.4.10.6).

2.1.2.1 "SCRATCH OR FIRST COAT."

The scratch coat shall contain not more than $\frac{2}{3}$ by weight of sand and $\frac{1}{3}$ calcined gypsum plaster with fibres or including other materials and fibring so that the setting time shall not be greater than four hours nor less than $1\frac{1}{2}$ hours and with a tensile strength of not less than 75 pounds per sq. in. The scratch coat shall be not less than $\frac{1}{4}$ " thick.

2.1.2.2 "BROWN OR SECOND COAT."

The brown coat shall contain not more than $\frac{3}{4}$ by weight of sand and the remaining $\frac{1}{4}$ shall not contain less than $\frac{3}{5}$ of calcined gypsum and not more than $\frac{2}{5}$ of other materials, including fibring. The setting time shall be not more than five hours nor less than two. This brown coat shall have a tensile strength of not less than 50 pounds per sq. in. and shall be not less than $\frac{3}{16}$ " in thickness.

2.1.2.3 "FINISH COAT."

The finish coat shall be applied after the application of the second or brown coat has become dry, and shall be set in not less than 20 minutes nor more than four hours and shall have a tensile strength of not less than 200 pounds per sq. in. and be not less than $\frac{1}{16}$ " thick.

2.1.2.4 "GROUNDS."

Suitable grounds shall be established with each thickness of fibre board so as to insure a minimum thickness of $\frac{1}{2}$ " plaster. Fibre board shall extend from floor to ceiling with grounds secured to the framing members through the fibre board.

2.2 FIBRE BOARD SHEATHING.

Approved fibre board sheathing at least one-half of an inch in thickness and four feet in width and in full lengths, where possible may be used instead of wood sheathing when bearing on 4 studs and fastened to each bearing with $1\frac{1}{2}$ " wire nails, 6" or less c-c, with $\frac{3}{8}$ " head, and for $\frac{3}{4}$ " or 1" board, the nails shall be 2" long. See C26-538.0, sub. b. When

using fibre board in widths of 2 ft. in addition to the requirement for using full lengths, supplemental bracing of the framework of the wood frame structure shall be provided by means of let-in diagonal braces of 1" x 4"s sound and free from knots at all external corners in the outside face of the studs at approximately 45° and crossing at least three studs, or supplemental bracing may be by a series of 2" by 4" struts diagonally cut and placed between the studs at an angle of 45° with the horizontal and extending from sill to plate wherever possible. All braces shall be securely nailed to each stud and to sill and plate. Where openings occur near the corners, 1" x 4"s let-in knee braces in the face of the studs shall be installed above and below the openings at approximately 45° , extending across not less than 3 studs. When used over doorways and under windows, vertical and horizontal 2" x 4"s shall be provided to afford nailing bases along all edges. Equivalent bracing of steel may be substituted for the required wood bracing. The use of fibre board as roof sheathing is not permitted except as insulation over permitted sheathing material.

2.3 MINOR FRAME STRUCTURE.

Approved fibre board siding may be used on wood frame sheds erected where permitted and where open on at least one side, provided such sheds are fifteen feet or less in height and do not exceed 2500 square feet in area and are at least 4 feet from any lot line and are covered on sides and roof with approved fire-retarding material. C26-541.0 (8.7.2.6.1)

2.4 USE OF FIBRE BOARD WHEN COVERED BY AN INCOMBUSTIBLE WEARING SURFACE. Untreated combustible insulation board of a single layer or thickness not to exceed $\frac{1}{2}$ " when cemented or attached directly to the surface of an approved type of fire-resistive floor construction may be used elsewhere than in stair enclosure and corridors when covered by an incombustible wearing surface, in accordance with these rules. C26-667.0, sub. 4c (10.9.2.4).

2.5 ROOF AND FLOOR INSTALLATION IN CLASS 1 AND CLASS 2 STRUCTURES.

Fibre board used as insulation may be applied directly to the fire-resistive floor or roof construction in cement, provided such insulation is covered by at least one and one-half inch thickness of Portland Cement concrete or other equally fire-resistive material of equal thickness. C26-619.0 sub. a, Administrative Code (10.3.1). Insulation fibre board so applied shall be over a screeded concrete roof or floor, graded where necessary, and cemented to the arch with hot asphalt or coal tar pitch. Fibre insulation board shall not be left exposed to the elements, nor shall it be applied to wet surfaces of any kind.

2.6 ROOF INSULATION OTHER THAN IN CLASS 1 AND CLASS 2 STRUCTURES.

The use of fibre board as roof insulation is lawful provided such fibre board is covered with an approved type of fire-resistive roof covering applied directly thereto, C26-680, sub. 2, Administrative Code (10.12.11.1), and when installed in accordance with the requirements of 2.2 of these rules.

2.7 USE OF FIBRE BOARD IN FIRE WALLS. (Formerly Rule 2.8)

Fibre board may be used as insulation in fire walls C26-632.0 sub. g AC (10.4.1.2) if cemented and attached directly to the face of the wall laid up with no intervening air spaces and protected with not less than 2 in. of secured masonry laid tight against the fibre board.

BULLETIN
OF THE
BOARD OF STANDARDS AND APPEALS
CITY OF NEW YORK

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DIRECTORY

BOARD OF STANDARDS AND APPEALS

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BERNARD A. SAVAGE

CHARLES M. BLUM

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JOSEPH J. DOYLE, Chief Clerk

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Phone—WOrth 2-5600.

HOURS FOR PUBLIC—9 a. m. to 4 p. m.

Tuesdays 9 a. m. to 12 noon.

Address all communications to the Chairman

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42-43-A.

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790-42-SM and 800-39-SM.

Decision Affecting Calendar Number 804-42-A.

COURT DECISION.

In the Matter of Crystal vs. Murdock:—On March 19, 1940, the Board granted an appeal filed by the Department of Housing and Buildings for the revocation of Permit No. 11430-31 and Certificate of Occupancy No. 66349, based on misrepresentation to that Department of material facts, resulting in a gasoline station being illegally permitted to be extended. The appeal was the subject of a report by a committee of the Board, as printed in Bulletin No. 13, Vol. 25; Cal. No. 1111-39-A; premises 545-567 Ridgewood Avenue, N. E. Cor. of Nichols Ave., Borough of Brooklyn. Upon court review, Mr. Justice Steinbrink at Special Term, Supreme Court, upheld the Board, stating, after a lengthy review of the facts presented and misrepresentations practised in numerous applications to the Department of Housing and Buildings and Fire Department, " * * * The question before the Board of Standards and Appeals was not whether a tenement yard was required as a matter of law but whether in fact a portion of the tenement lot had been reserved for use as a yard or court. A finding that a yard or court was intended to be reserved is amply supported by the evidence. A yard or court so reserved was never part of the gasoline station and the encroachment upon it involved an extension of the gasoline station beyond the area which it occupied prior to June 12, 1925, without the required approval of the Board of Standards and Appeals. The various permits and certificates issued after June 12, 1925, were obtained by means of the misrepresentations and concealments alluded to above. There being sufficient evidence in the record to support these conclusions, respondents' motion is granted and petitioners' motion is denied." (N.Y.L.J. March 18, 1943).

NOTICE TO APPELLANTS AND APPLICANTS

No appeal or application will be entertained in connection with which court proceedings are pending or in progress, unless exception is granted by the chairman, nor accepted which is not filed within thirty days from the date of the action of the Administrative Official.

Any communication purporting to be an appeal or application shall be regarded as a mere notice of intention to seek relief until it is filed on the form required by the rules of this board.

Upon receipt of any such communication the writer will be supplied with the official forms for presenting his appeal or application.

At the time of filing an appeal or application, the appellant or applicant shall forward a signed notice of appeal addressed to the administrative official (either commissioner of buildings or fire commissioner) and file with this board a duplicate of said notice.

Appellants and applicants are advised that their plans must indicate the points of the compass so as to establish the true location and position of the property, the subject of the appeal or application.

Appeals and applications will be simplified and disposition of same expedited by conforming to these directions.

HARRIS H. MURDOCK, Chairman.

CALENDAR

DOCKET

New Cases Filed up to March 23, 1943.

Cal. No. Dept. Premises Affected.

113-43-S—F.D.—22-33 to 22-59 38th street, east side, 166.75 ft. north of 23rd avenue (Block 805, Lot 9), Long Island City, Borough of Queens, Decision.

114-43-A—H.B.M.—109-131 West 50th street, north side, 235 ft. 6 in. west of Sixth avenue and 110-130 West 51st street (Block 1003, Lot 40), Borough of Manhattan, N.B. 3-43.

115-43-S—H.B.Q.—21-10 49th avenue, southeast corner of 21st street (Block 71, Lot 1); (1st floor), Long Island City, Borough of Queens, M-407-43.

116-43-S—F.D.—262 48th street, south side, 125 ft. west of Third avenue (Block 772, Lot 30), Borough of Brooklyn, Decision re 87557-L.C.

117-43-S—H.B.B.—33-67 35th street, east side of Second avenue, 1300 ft. 4 in. north of 39th street (Bush Building 5); (Block 687, Lot 1), Borough of Brooklyn, Alt 206-43.

118-43-A—H.B.B.—2-10 Evergreen avenue, southwest corner of Cook street (Block 3123, Lot 37), Borough of Brooklyn, Misc. 207-43.

119-43-A—F.D.—723-749 Van Sinderen avenue (739 displayed), east side, 140 ft. north of Linden boulevard (Block 3865, Lot 9), Borough of Brooklyn, 93312-L.C. and Decision.

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121-43-A—H.B.B.—237-241 Westminster road (233 displayed), east side, 300 ft. south of Beverly road (Block 5143, Lot 48), Borough of Brooklyn, Alt. 321-43.

122-43-S—F.D.—234-240 East 39th street, south side, 150 ft. west of Second avenue (Block 919, Lot 16), Borough of Manhattan, Decision.

123-43-A—H.B.M.—121-135 Park avenue, 100 East 42nd street, southeast corner and 101 East 41st street (Block 1296, Lot 1); (4th floor), Borough of Manhattan, B.N. 340-43.

124-43-A—H.B.B.—1317 77th street, north side, 140 ft. east of 13th avenue (Block 6233, Lot 71), Borough of Brooklyn, Amendment to Alt. 2446-41.

125-43-A—F.D.—323-335 East 44th street, north side and 322-334 West 45th street, south side, 175 ft. west of First avenue (Block 1337, Lot 4), Borough of Manhattan, 16967-L.F. and Decision.

126-43-S—F.D.—213-221 Duffield street, east side, 100 ft. south of Willoughby street and 110-114 Willoughby street (Block 2077, Lot 18), Borough of Brooklyn, 10190-L.F. and 10191-L.F.

Restored to Calendar.

785-41-A—H.B.B.—130-132 Diamond street, east side, 95 ft. north of Norman avenue (Block 2625, Lot 40), Borough of Brooklyn, Alt. 2954-42.

766-41-BZ—H.B.B.—130-132 Diamond street, east side, 95 ft. north of Norman avenue (Block 2625, Lot 40), Borough of Brooklyn, Alt. 2954-42.

DESIGNATIONS: H.B.—Department of Housing and Buildings, Brooklyn; H.B.B.—Department of Housing and Buildings, Brooklyn; H.B.M.—Department of Housing and Buildings, Manhattan; H.B.Q.—Department of Housing and Buildings, Queens; H.B.R.—Department of Housing and Buildings, Richmond; H.B.Bx.—Department of Housing and Buildings, Bronx; H.D.—Health Department, F.D.—Fire Department.

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CALENDAR

MARCH 30, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning, March 30, 1943, at 10 o'clock in Room 1013, Municipal Building Manhattan, on the following matters:

Zoning Applications.

137-26-BZ—Application, November 10, 1942 under sections 21 and 7c of the zoning resolution, of Frank C. Keller, applicant, on behalf of Peerless Realty Corporation, owner, to permit in a business use district, for a term of two years, the erection of an existing building for baling paper and rags and storage of metals; premises 117-05 122nd street, east side, 100 ft. south of Rockaway boulevard (Block 11715, Lot 36), Borough of Queens.

137-42-BZ—Application, February 3, 1942, under section 7c of the zoning resolution, of John Joseph Carroll, applicant, on behalf of John Tague, owner (David Glass, Inc., licensee), to permit partly in a business use and partly in a residence use district, the conversion of occupancy of an existing garage building to wholesale groceries sales and storage; premises 163-165 Washington avenue, east side, 100 ft. north of Myrtle avenue and 132-140 Hall street, east side, 80 ft. north of Myrtle avenue (Block 1890, Lots 1 and 82), Borough of Brooklyn.

137-30-BZ—Application of Colonial Beacon Oil Co., applicant and lessee, on behalf of Henry Merkel and Albert Merkel, owners, reopened November 10, 1942, under section 7c of the zoning resolution, to permit in a business use district, for a term of two years, the extension and also the maintenance, as extended, of a gasoline service station (previously acted upon by the Board); premises 207-02 to 207-06 Hillside avenue, southeast corner of 207th street (Block 10582, Lots 1 and 3), Bellaire, Borough of Queens.

137-42-BZ—Application, November 16, 1942, under section 21 of the zoning resolution, of Harry Hurwit, applicant, on behalf of Morris Newman, owner, to permit in a residence use district and also C area district, the maintenance of a building (by room) which was erected without providing the rear yard; premises 3426 Barker avenue, east side, 6 in. south of Duncomb avenue (Block 4627, Lot 12), Borough of The Bronx.

137-42-BZ—Application, November 16, 1942, under section 21 of the zoning resolution, of Harry Hurwit, applicant, on behalf of Harry Klein, owner, to permit in a residence use district and also C area district, the maintenance of a building (by room) which was erected without providing the rear yard; premises 3428 Barker avenue, east side, 6 in. south of Duncomb avenue (Block 4627, Lot 112), Borough of The Bronx.

137-22-BZ—Application of Allen A. Blaustein, applicant, on behalf of 1663 East 17th Street Corporation, owner, reopened February 9, 1943, under sections 7a, 7b, 7c and 21 of the zoning resolution, to permit partly in a business use district and partly in a residence use district, the alteration and conversion of occupancy of a three story theatre and stores building (previously granted by the Board) to a one story building; premises 1663-1669 East 17th street, east side, 57 ft. 2½ in. south of Kings Highway (Block 6780, Lot 15), Borough of Brooklyn.

137-32-BZ—Application, March 25, 1942, under section 7c of the zoning resolution, of La Bella Service Station, Inc., applicant and owner, to permit in an unrestricted use district, the erection and maintenance of a gasoline service station with exits and entrances within 200 ft. of entrances or to a school; premises 291-301 Metropolitan avenue, southwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

137-17-BZ—Application of Morris Roth, applicant and owner, reopened February 2, 1943, under sections 7a, 7c and 21 of the zoning resolution, to permit partly in a business use district and partly in a residence use district, the conversion of occupancy of a frame building to a stable for more than

five horses; premises 47-11 108th street, northeast corner of 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens.

137-26-BZ—Application of Arnold W. Lederer and James W. McGrath, applicants, on behalf of Rose Morizio, owner reopened June 10, 1941, under sections 7f, 7c and 21 of the zoning resolution, to permit for a stated term of years, partly in a business use and partly in a residence use district, the erection and maintenance of an extension to an existing garage for more than five motor vehicles; premises 8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn.

987-41-BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kiesewetter, applicant, on behalf of The Texas Company, owner, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station; premises 736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn.

Appeals from Administrative Decisions.

792-42-A—796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn, Misc. 8575-41.

86-42-A—8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn (under section 36, General City Law—re erection of building fronting only on a private right of way not on the city map).

45-43-A—47-11 108th street, northeast corner of 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens.

881-40-A—291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

MARCH 30, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, March 30, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Appeals from Administrative Decisions.

114-43-A—109-131 West 50th Street, north side, 235 ft. 6 in. west of Sixth Avenue and 110-130 West 51st Street (Block 1003, Lot 40), Borough of Manhattan.

764-42-A—9-11 Dutch street, west side, 127 ft. south of Fulton street (Block 78, Lot 24), Borough of Manhattan.

75-43-S—79-83 Washington street, east side, 96 ft. 5 in. north of York street (Block 51, Lot 1), Borough of Brooklyn.

719-42-A—1360-1366 Fifth avenue and 1-3 West 113th street, northwest corner (Block 1597, Lot 33), Borough of Manhattan.

56-43-A—3670-3674 Third avenue, east side, 92.44 ft. south of East 170th street (Block 2925, Lot 29), Borough of The Bronx.

85-43-S—49 Van Sinderen avenue, east side, 98 ft. 7 in. north of Atlantic avenue (Block 1576, Lot 1), Borough of Brooklyn.

Applications and Material for Approval

392-42-SA—"Selective Drink" Canteen (Carbonated Beverage Dispenser)

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102-43-SA—R. W. No. 1403 Elevator Interlocking Device.

715-41-SM—Stormtight Caulking Compound.

APRIL 6, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning April 6, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

669-42-BZ—Application, September 11, 1942, under sections 7f and 21 of the zoning resolution, of Wing Holding Corporation, applicant and owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 40-11 Skillman avenue, north side, 545.51 ft. west of 43rd street (Block No. 183, Lot No. 290), Long Island City, Borough of Queens.

284-42-BZ—Application, April 7, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of North American Oil Corporation, owner (Matt David, lessee), to permit in a business use district, upon a plot occupied as a gas station and individual garages, the erection and maintenance of a building to be occupied as a garage for more than five (5) motor vehicles, lubritorium, dressing rooms and office and the use of the remainder of the plot as a gasoline service station; premises 1672-1680 86th street, southeast corner of Bay 14th street (Block No. 6365, part of Lot No. 33), Borough of Brooklyn.

910-42-BZ—Application, December 30, 1942, under sections 21 and 7e of the zoning resolution of Edmund T. See, applicant, on behalf of Brooklyn Trust Co. (Certificate Trustee), owner, to permit in a business use district, the maintenance for not more than two years and the conversion of occupancy of an existing building, from garage, show room and work room to a welding plant; premises 2801 West 8th street, 641 Sheepshead Bay road, northeast corner and 644 Neptune avenue (Block 7270, Lot 14), Borough of Brooklyn.

479-42-BZ—Application, June 16, 1942, under sections 7h, 7c and 21 of the zoning resolution, of Arnold W. Lederer, applicant, on behalf of J. A. S. Holding Corp., owner, to permit partly in a business use district and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 2522-2530 (2528-2532 displayed) Tilden avenue, south side, 100 ft. west of Veronica place (Block 5136, Lots 10-12), Borough of Brooklyn.

627-39-BZ—Application, May 16, 1939, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Gulf Oil Corporation, owner, to permit in a business use district, the parking and storage of more than five motor vehicles on an existing gasoline service station; premises 2642-2666 Fulton street, 37-43 Pennsylvania avenue, southeast corner and 108-112 New Jersey avenue (Block 3670, Lot 18), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

APRIL 6, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, April 6, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Application.

617-42-BZ—Application, August 12, 1942, under section 7c of the zoning resolution, of J. David Byrne, Applicant, on behalf of Socony-Vacuum Oil Company, Incorporated,

owner, to permit in a business use district, the erection and maintenance of a new accessory (lubritorium) building on an existing gasoline service station; premises 1979 177th street, northwest corner of Pugsley avenue (Block No. 3794, Lot No. 50), Borough of The Bronx.

Appeal from Administrative Decision.

13-43-A—4517 Surf avenue, east side, 100 ft. north of Neptune avenue (Block 7824, Lot 138), Borough of Brooklyn.

APRIL 13, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning April 13, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

181-40-BZ—Application, February 16, 1940, under section 7h of the zoning resolution, of Henry C. Brucker, applicant on behalf of Viegum Realty Corporation, owner (David Schaller, lessee), to permit partly in a business use district and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 71-43 Cypress Hills street, east side, 80 ft. north of Myrtle avenue (Block 3675, part of Lot 17), Ridgewood, Borough of Queens.

890-42-BZ—Application, December 16, 1942, under section 7c of the zoning resolution, of William V. McDermott, applicant, on behalf of Socony-Vacuum Oil Company, owner, to permit partly in a business use and partly in an unrestricted use district, the alteration and extension of an accessory building (used as office, lubritory, car wash, brakes and repairs) located upon a plot occupied as a gasoline service station and also upon the unrestricted portion of the plot used for parking more than five motor vehicles; premises 378-394 Coney Island avenue, 86-90 Kew-Forest place, southwest corner and 843-849 Caton avenue, northwest corner of Coney Island avenue (Block 5322, Lots 84 and 84) (Lot 84 was formerly Lots 84 and 85), Borough of Brooklyn.

110-43-BZ—Application, March 12, 1943, under sections 21, 7b and 7c of the zoning resolution, of Slee and Bruck, applicants, on behalf of Fidelity Mutual Life Insurance Company, owner (E. Tosse and Company, Inc., lessee of a portion of second floor): to permit partly in a business use and partly in a residence use district, the alteration and conversion of occupancy of the 2nd story of an existing building from class rooms (of an annex to a public school) to a factory and also to permit the location of an exit door (from uses other than residence) located in an adjoining a residential zone—contrary to section 7a of the Zoning Resolution; premises 6214-6224 Fourth and 363rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

JUNE 15, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, June 15, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

Appeal from Administrative Decision.

746-42-A—241 West 72nd street, north side, 280 ft. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

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BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

TUESDAY MORNING, MARCH 23, 1943

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

The minutes of the regular meetings of the Board held on Tuesday morning, March 16, 1943, and Tuesday afternoon, March 16, 1943, were approved as printed in Bulletin No. Volume 28.

ZONING CASES

10-22-BZ

APPLICANT—Allen A. Blaustein, for 1663 East 17th Street Corporation, owner.

SUBJECT—Application reopened February 9, 1943 (decision of the borough superintendent) under sections 7a, 7b, 7c and 21 of the zoning resolution, to permit partly in a business use and partly in a residence use district, the alteration and conversion of occupancy of a three story theatre and stores building (previously granted by the Board) to a one story stores building.

PREMISES AFFECTED—1663-1669 East 17th street, east side, 57 ft. 2½ in. so. of Kings Highway (Block 6780, Lot 55), Borough of Brooklyn.

APPEARANCES—

For Applicant: Allen A. Blaustein, Samuel Friedman and Irwin Sterns.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to March 30, 1943, for further consideration by the Board.

21-42-BZ

APPLICANT—Lama and Proskauer, for North American Oil Corporation, owner (Matt David, lessee).

SUBJECT—Application (re decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, upon a plot occupied as a gasoline station and individual garages, the erection and maintenance of a building to be occupied as a garage for more than five (5) motor vehicles, lubricatorium, dressing rooms and office and the use of the remainder of the plot as a gasoline service station.

PREMISES AFFECTED—1672-1680 86th street, southeast corner of Bay 14th street (Block 6365, part of Lot 33), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

For Opposition: Christy Lattarulo.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to April 6, 1943, at 10 A. M. on written request of applicant.

172-36-BZ

APPLICANT—A. H. Salkowitz, for Coronet Piece Dye Works, Inc., lessee (Knickerbocker Laundry Company, Inc., owner).

SUBJECT—Application reopened March 9, 1943 for consideration as to amendment of resolution—Application (decision of the commissioner of buildings) previously granted on condition, under section 21 of the zoning resolution, permitting in a residence use district, the change of occupancy of an existing building to a factory, power wet wash laundry, dry cleaning, dyeing and finishing uses for a temporary period of five years from December 1, 1941.

PREMISES AFFECTED—80-19 to 80-25 Cornish avenue, north side, 135.66 ft. east of Queens boulevard (Block 1538, Lots 87 and 91), Elmhurst, Borough of Queens.

APPEARANCES—

For Applicant: A. H. Salkowitz and Curt Otto.

For Opposition: John G. Dyer and James Gannon.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Resolution amended.

THE VOTE TO AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (172-36-BZ)

WHEREAS, this application under section 21 of the zoning resolution, permitting in a residence use district, the change of occupancy of an existing building to a factory, power wet-wash laundry, dry cleaning, dyeing and finishing uses, affecting premises 80-19 to 80-25 Cornish avenue, north side, 135.66 ft. east of Queens boulevard (Block 1538, Lots 87 and 91), Elmhurst, Borough of Queens, was granted by the Board on January 5, 1937, on certain conditions, resolution amended and plans approved on January 19, 1937, the resolution reading as follows:

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the application of the use district regulations of the building zone resolution and that the application be and it hereby is *granted* under section 21 thereof, permitting the continuation of a nonconforming use in the building under appeal, to be used as a factory for dyeing for a period of five years from this date, *on condition* that the building shall not be increased in height or area; that all windows facing the adjacent adjoining premises to the east shall be blocked up with approved masonry except one window on the northeasterly interior lot line which need not be blocked up, provided there is constructed an office enclosure as indicated with partitions running from floor to ceiling or ceilinged over at the top of the window; that the plans marked 'Received January 14, 1937' showing the arrangement of dye machines and equipment are *approved* as being in substantial accord with the requirements of the resolution; that not more than twenty (20) operators shall be employed at any one time; that all plans shall be submitted, all permits obtained and all work completed within one year from the date of this action."

and

WHEREAS, the permit was extended on March 25, 1941 and the applicant requested a further amendment of the resolution; and

WHEREAS, this case was reopened by vote of the Board on March 9, 1943 and set for hearing on March 23, 1943; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting March 23, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the decision of the borough superintendent on Alt. Applic. 165-43, dated February 20, 1943, reads:

"1. Proposed extension of factory located in a residence district is contrary to section 3 of the zoning resolution and contrary to Board of Standards and Appeals resolution, Calendar 172-36-BZ."

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted January 5, 1937, as amended through March 25, 1941, by adding thereto:

"that during the term of the emergency, the proposed boiler and boiler room building may be constructed and maintained on the premises adjoining the factory

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substantially as indicated on plans marked "Received March 19, 1943" for the purpose of furnishing live steam for the building, and provided the flue is installed extending upward for a distance of not less than 60 ft.; that only anthracite coal shall be burned; that such stack shall be equipped with a soot collector."

982-39-BZ

APPLICANT—Regan and Barrett, for Chapmald Realty Corporation, owner.

SUBJECT—Application reopened November 4, 1942 (decision of the borough superintendent) under section 7h of zoning resolution, to permit in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles (previously denied by the Board under section 21 of the zoning resolution).

PREMISES AFFECTED—406-420 West 55th street, south side, 100 ft. west of Ninth avenue (Block 1064, Lots 37, 39, 40, 41, 141 and 42), Borough of Manhattan.

APPEARANCES—

For Applicant: Edward G. Bathon and J. L. Johnson.

For Opposition: Andrew Taggard, Marie McGahan, Patrick J. McEntegart, Jerome Hershfeld, John J. Meenan, Mr. Grossman, Mr. Pinkest, Harry Kline, John W. Hannon and P. Bloom.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application denied.

THE VOTE TO GRANT—

Affirmative 0

Negative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

THE RESOLUTION (982-39-BZ)

WHEREAS, this application under section 21 of the zoning resolution, to permit in a residence use district, the parking and storage of more than five motor vehicles for a temporary period of not more than two years, affecting premises 406-420 West 55th street, south side, 100 ft. west of Ninth avenue (Block 1064, Lots 37 to 42, inclusive), Borough of Manhattan, was denied by the Board on November 21, 1939; and

WHEREAS, the applicant requested a reopening and rehearing under section 7h of the zoning resolution; and

WHEREAS, this case was reopened by vote of the Board on November 4, 1942, subject to usual procedure; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting March 23, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Ninth avenue is in a retail use district; West 55th street is in a residence and retail use district and West 54th street is in a residence and retail use district; and

WHEREAS, the decision of the borough superintendent, dated September 19, 1942 and as amended February 2, 1943, reads:

"With reference to your application of January 27, 1943, for a certificate of occupancy for parking lot for the parking and storage of more than five motor vehicles at above-noted premises, you are advised that your application is hereby denied for the reason that these premises are located in a residence district where this occupancy is prohibited by section 3, of the zoning resolution."

and

WHEREAS, the applicant states that the premises consist of an irregular shaped plot of ground having a frontage of 154 ft. 2 in. and a maximum depth of 100 ft. 5 in. and that it is proposed to use the plot, for a term of two (2) years for parking and storage of more than five (5) motor vehicles; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that there was no justification for the exercise of its discretion to grant a variance under section 7, subdivision h of the zoning resolution.

Resolved, that the decision of the borough superintendent dated September 19, 1942 and as amended February 2, 1943 be and it hereby is affirmed and that the application be and it hereby is denied.

302-41-BZ

APPLICANT—Louis A. Kiesewetter, for Frieda Block owner (Staten Island Oil Co., Inc., lessee).

SUBJECT—Application reopened July 23, 1942 (decision of the acting borough superintendent) under section 7c of the zoning resolution, to permit in a retail use district, the relocation of an accessory building and gasoline dispensing pumps on an existing gasoline service station (previously acted upon by the Board).

PREMISES AFFECTED—2505 (2485 displayed) Victory boulevard and 538 Willowbrook road, northeast corner (Block 486, Lot 8), Willowbrook, Borough of Richmond.

APPEARANCES—

For Applicant: Joseph B. Lynch.

For Opposition: Daisy Buckland.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Resolution amended.

THE VOTE TO AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative 4

THE RESOLUTION (302-41-BZ)

WHEREAS, this application under section 7c of the zoning resolution, permitting in a business use district, the erection of a new accessory building on an existing gasoline service station, affecting premises 2505 Victory boulevard (2485 displayed) and 538 Willowbrook road, northeast corner (Block 486, Lot 8), Willowbrook, Borough of Richmond was granted by the Board on June 10, 1941, on certain conditions, resolution amended and time extended on June 1942 and the applicant requested a further amendment of the resolution; and

WHEREAS, this case was reopened by vote of the Board on July 23, 1942, subject to usual procedure; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting March 23, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Victory boulevard is in a retail use district; Willowbrook road is in a residence and retail use district; Montauk place is in a residence use district and Stewart avenue is in a residence and retail use district; and

WHEREAS, the decision of the borough superintendent N.B. Applic. 105-41, dated November 30, 1942, reads:

"1. This application is disapproved as the location of the building is not according to the approved plan and contrary to Resolution of Board of Standards and Appeals, Cal. 302-41-BZ."

and

WHEREAS, the applicant states that the premises consist of an irregular shaped plot of ground having a frontage 106.8 ft. on Willowbrook road, 73.5 ft. on Victory boulevard and a distance of 36.1 ft. along the northerly lot line—occupied as a gasoline service station; that it is proposed to relocate the accessory building from the northerly portion of the premises (as required by the previous application granted by the Board) to the central portion of the plot

MINUTES

d, also, to relocate the gasoline dispensing pumps; all as shown upon the plans filed with this application.

Resolved, that the Board of Standards and Appeals does hereby *amend* its resolution adopted June 10, 1941, as amended by resolution adopted June 9, 1942, by adding hereto:

"that in the event the owner desires to locate the proposed building and pumps substantially as indicated on revised plans marked 'Received December 7, 1942', such relocation may be permitted, *on condition* that in all other respects the requirements of the resolutions as amended through June 9, 1942, shall be complied with, except that the masonry base to be constructed for the fence on the interior lot lines shall be not less than two (2) feet in height with a 4 ft. picket fence on top; that revised drawings shall be submitted and approved by the Chairman in behalf of the Board to replace drawings in compliance with the resolution of July 8, 1941, that such plans shall be submitted for approval within one month from the date of this resolution and when approved all work shall be completed within six (6) months thereafter."

85-42-BZ

APPLICANT—John C. Wandell, for Estate of William Kuenstle, owner (John Gallo, lessee).

SUBJECT—Application (decision of the borough superintendent) under section 7h of the zoning resolution, to permit partly in a business use and partly in an unrestricted use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—8714-8720 Fifth avenue and 449-459 88th street, northwest corner (Block 6050, Lot 40), Borough of Brooklyn.

APPEARANCES—

For Applicant: John C. Wandell.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (835-42-BZ)

WHEREAS, John C. Wandell, for Estate of William Kuenstle, owner (John Gallo, lessee), filed on November 30, 1942, an application under section 7h of the zoning resolution, to permit partly in a business use and partly in an unrestricted use district, for a term of two years, the parking and storage of more than five motor vehicles: premises 8714-8720 Fifth avenue and 449-459 88th street, northwest corner (Block 6050, Lot 40), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application before the Board of Standards and Appeals, at its regular meeting of March 23, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Fifth avenue is in a business use district; 88th street is in an unrestricted and business use district; 87th street is in an unrestricted and business use district and Fourth avenue is in a business use district; and

WHEREAS, the decision of the borough superintendent, on Bk. Applic. 740-42, dated November 14, 1942, reads:

"1. Proposed storage and parking of more than five motor vehicles on premises located partly in a business use and partly in an unrestricted zone is contrary to Article II Section 4a(15) of the zoning resolution."

WHEREAS, the applicant states that the premises consist of a plot of ground having a frontage of 108 ft. 4 in. on 88th street and 75 ft. on Fifth avenue; that the easterly part of

the plot, for a depth of 100 ft., is located on a business use district—the remainder of the plot, having a frontage of 8 ft. 4 in. on 88th street, is in an unrestricted use district and that it is proposed to use the plot, for a term of two years, for parking and storage of more than five motor vehicles; and

WHEREAS, these premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant under section 7, subdivision h, of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the application of the use district regulation of the zoning resolution and that the application be and it hereby is *granted* under section 7h thereof, for a term of two (2) years, to permit the plot to be occupied for the parking and storage of more than five (5) motor vehicles, *on condition* that the plot shall be levelled substantially to the grade of surrounding streets, and shall be surfaced with steam cinders, clean gravel or other suitable material, properly rolled and treated with a binder, and graded so as to provide surface drainage; that on the interior lot lines and on the street building line, there shall be erected a substantial fence not less than 5 ft. 6 in. in height, either of woven wire or of wood with pickets; that if wood fence is constructed, same shall be of substantial construction and shall be kept painted; that during the term of this permit, the premises shall be occupied for no other use than the use herein permitted, and any existing uses now on the premises shall be abandoned; that proper aisles shall be maintained at all times for easy entrance and egress; that no openings in fence shall be constructed, except one for entrance to Fifth avenue, toward the east, not exceeding 15 ft. in width with a curb cut opposite of similar width; that no building shall be erected on the premises except there may be erected one building, not over 125 sq. ft. in area, to be occupied solely as a shelter and office for the attendant; that such building may be of frame; that such portable fire fighting appliances shall be maintained as the fire commissioner shall direct; that no signs shall be erected on the premises, except there may be a sign attached to the fence near the entrance advertising the parking and storage use and the rates charged, provided such sign does not exceed 15 sq. ft. and does not extend beyond the building line and is not illuminated; that no motor vehicles shall be stored on the premises except those of the pleasure car type capable of operation; that all permits shall be obtained and all work completed within three (3) months from the date of this resolution.

71-43-BZ

APPLICANT—Nick De Martini, for Louisa De Martini, owner.

SUBJECT—Application (decision of the acting borough superintendent) under sec. 7e of the zoning resolution, to permit in a residence use district, the erection and maintenance, for a term of two years, of three (3) business buildings (to house 1000 chickens in each building).

PREMISES AFFECTED—149-19 Union Turnpike, northwest corner of 150th street, northeast corner of 79th avenue and 150th street and southeast corner of 79th avenue and 150th street (Block 6691, Lot 81, Block 6711, Lots 39 and 41 and Block 6712, Lots 17 and 19), Flushing, Borough of Queens.

APPEARANCES—

For Applicant: Albert A. Du Pont, Nick De Martini and R. Vagt.

For Opposition: Betty Eisele, Lillian Carson, Anna Stewart and J. Brooks.

For Administration: Fred Dahlem, Dep't of Housing and Buildings, John Lally, Dep't of Health and Charles M. McWilliams, Borough President's office.

ACTION OF BOARD—Application denied.

MINUTES

THE VOTE TO GRANT—

Affirmative 0
Negative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4

THE RESOLUTION (71-43-BZ)

WHEREAS, Nick De Martini, for Louisa De Martini, owner, filed February 17, 1943, an application under section 7e of the zoning resolution, to permit in a residence use district, the erection and maintenance, for a term of two (2) years, of three (3) business buildings (to house 1000 chickens in each building); premises 149-19 Union Turnpike, northwest corner 150th street, northeast corner of 79th avenue and 150th street and southeast corner of 79th avenue and 150th street (Block 6691, Lot 81; Block 6712, Lots 17 and 19; Block 6711, Lots 39 and 41), Flushing, Borough of Queens; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting, March 23, 1943, after due notice by publications in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Union Turnpike is in a business use district; 79th avenue is in a residence use district and 150th street is in residence and business use districts; and

WHEREAS, the decision of the borough superintendent, dated February 10, 1943, reads:

"(Re N.B. Applic. 27-43) 1. The erection of frame business building to house 1000 chickens is contrary to Art. 2, Sect. 3 of B.Z. Resolution."

"(Re N.B. Applic. 28-43) 1. The erection of frame business building to house 1000 chickens is contrary to Art. 2, Sect. 3 of B.Z. Resolution."

(Decision dated Jan. 22, 1943 re N.B. Applic. 16-43, reads:

"1. The erection of a frame business building to house 1000 chickens in a residence district is contrary to Article 2, Section 3 of the Building Zone Resolution."

and

WHEREAS, the applicant states that the premises consist of an irregularly shaped plot having a frontage of 235 ft. on Union Turnpike, a distance of 585 ft. along the easterly lot line and approximately 537 ft. along the westerly lot line; that the Union Turnpike frontage of the plot (for a depth of 100 ft.) is located in a business use district; the remainder is in a residence use district; that upon the plot are located a 2-family brick dwelling, a 5-car concrete block garage and several frame structures; that it is proposed to erect on the plot, three frame chicken sheds, each 90 ft. by 25 ft. in area and each to house 1000 chickens and that it is proposed to maintain this use for a term of two (2) years; and

WHEREAS, these premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that there was no justification for the exercise of discretion to grant a zoning variance under section 7, subdivision e of the zoning resolution.

Resolved, that the decision of the borough superintendent dated February 10, 1943, be and it hereby is *affirmed* and that the application be and it hereby is *denied*.

APPEAL FROM ADMINISTRATIVE DECISION

42-43-A

APPLICANT—Nick De Martini, for Louisa De Martini, owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—149-19 Union Turnpike, northwest corner of 150th street, northeast corner of 79th avenue and 150th street and southeast corner of 79th avenue and 150th street (Block 6691, Lot 81; Block 6711, Lots 39 and 41 and Block 6712, Lots 17 and 19), Flushing, Borough of Queens.

APPEARANCES—

For Applicant: Albert A. Du Pont, Nick De Martini and R. Vagt.

For Opposition: Betty Eisele, Lillian Carson, Anna Stewart and J. Brooks.

For Administration: Fred Dahlem, Dep't of Housing and Buildings, John Lally, Dep't of Health and Charles M. McWilliams, Borough President's office.

ACTION OF BOARD—Appeal withdrawn by applicant in view of action taken by the Board on Calendar 71-43-BZ.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative

Adjourned: 12:00 M.

JOSEPH J. DOYLE, Chief Clerk

REGULAR MEETING

TUESDAY AFTERNOON, MARCH 23, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

ZONING CASES

766-41-BZ

APPLICANT—James E. McKillop, for Giovanna Sciuella, owner.

SUBJECT—Application for consideration—reopening and rehearing on a new proposal (decision of the borough superintendent) under section 7g of the zoning resolution, to permit partly in a business use and partly in a residence use district, the alteration and conversion of occupancy of the 1st story of an existing building to a garage for five motor vehicles (previously denied under section 21 re garage for more than five motor vehicles and gasoline service station).

PREMISES AFFECTED—130-132 Diamond street, east side, 95 ft. north of Norman avenue (Block 2625, Lot 40), Borough of Brooklyn.

APPEARANCES—

For Applicant: James E. McKillop.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

93-37-BZ

APPLICANT—David F. Cohen, attorney, for Abraham Brown (lessee), on behalf of Havemeyer Marc Corporation, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution permitting in a business use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—261-277 South 5th street, north side, 103 ft. 11 in. east of Havemeyer street and 6 ft. west of Marcy avenue and 266-270 South 4th street (Block 2447, Lots 27 to 35, inclusive and 1 to 17, inclusive), Borough of Brooklyn.

MINUTES

PEARANCES—

For Applicant: Abraham Brown.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

RESOLUTION (93-37-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district, the parking and storage of more than five motor vehicles for a term of two years, affecting premises 261-277 South 5th street, east side, 103 ft. 11 in. east of Havemeyer street and 60 ft. east of Marcy avenue and 266-270 South 4th street (Block 26, Lots 27 to 35, inclusive and 15 to 17, inclusive, Borough of Brooklyn, was granted by the Board on April 29, 1941, under certain conditions; and

WHEREAS, an application has been made for an extension of the permit expiring on April 29, 1943, and representation has been made that the present occupant is Abraham Brown, 10 East 14th street, Brooklyn, New York, who stated that the former tenant had removed the chain link fence on the lot lines and interior lot lines and that same has now been replaced with wooden posts and ordinary woven wire. *Resolved*, that the Board of Standards and Appeals does hereby *amend* its resolution adopted on April 29, 1941, only insofar as it has reference to the term of the permit, so that *amended*, this portion of the resolution shall read:

"* * * granted under section 7h thereof for a term of not two (2) years from the date of this *amended* resolution, to permit, etc."

APPEALS FROM ADMINISTRATIVE DECISIONS

785-41-A

APPLICANT—Godfrey E. Updike, for Isabelle L. Goldman, Anne E. Carroll, Arthur P. Carroll, Cecelia M. Manning, Marie L. Collins, and Armand J. Carroll, owners.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—1360-1366 Fifth avenue and 1-3 West 113th street, northwest corner (Block 1597, Lot 33), Borough of Manhattan.

PEARANCES—

For Applicant: Godfrey E. Updike and T. H. Engelhardt.

For Administration: Insp. Maher, Fire Dep't.

ACTION OF BOARD—Laid over to March 30, 1943 at 2 P. M. for further consideration by the Board.

731-42-A

APPLICANT—Philip Freshman and John T. Briggs, for Consolidated Biological Products, Inc., owner (Big Top Inc., lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—109-131 West 50th street, north side, 235 ft. 6 in. west of 6th avenue and 110-130 West 51st street (Block 1003, Lot 40), Borough of Manhattan.

PEARANCES—

For Applicant: Philip Freshman, John T. Briggs, Philip B. Geldgabler, J. Andrews, Larry Sunbrock, W. S. Altman and S. Statler.

For Opposition: A. J. Halprin, Arthur Richenthal, Millard Henlein, Norman B. Steinberg and G. E. Youngman.

For Administration: Fred Dahlem, Dep't of Housing and Buildings, Harold Lewis, Borough President's office and Thomas D. O'Connell, Health Dep't.

ACTION OF BOARD—Recessed to March 26, 1943 at 10 A. M. and then laid over to March 30, 1943, for further consideration by the Board.

785-41-A

APPLICANT—James E. McKillop, for Giovanna Scicutella, owner.

SUBJECT—Application for consideration—reopening and restoration to calendar on new proposal—Appeal from a decision of the borough superintendent (previously withdrawn).

PREMISES AFFECTED—130-132 Diamond street, east side, 95 ft. north of Norman avenue (Block 2625, Lot 40), Borough of Brooklyn.

PEARANCES—

For Applicant: James E. McKillop.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and restored to the calendar.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

731-42-A

APPLICANT—George Keister, for Frederick Paliev, owner.

SUBJECT—Application for consideration—reopening and restoration to calendar—Appeal from a decision of the acting borough superintendent (previously withdrawn).

PREMISES AFFECTED—570 Walton avenue, east side, 139.97 ft. north of East 149th street (Block 2347, Lot 7), Borough of The Bronx.

PEARANCES—

For Applicant: George Keister.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Request to reopen, withdrawn.

THE VOTE TO WITHDRAW REQUEST TO REOPEN—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

778-42-A

APPLICANT—Chancy Toy and Novelty Company, lessee, for H. Gerofsky, owner.

SUBJECT—Appeal from an order of the fire commissioner.

PREMISES AFFECTED—280 Boerum street, south side, 125 ft. west of White street (Block No. 3082, Lot 44), Borough of Brooklyn.

PEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

825-42-A

APPLICANT—Edelstein Umbrella Company, for Williams and Company, owner.

SUBJECT—Appeal from an order of the fire commissioner.

MINUTES

PREMISES AFFECTED—1199 Broadway, southwest corner of West 29th street (7th floor); (Block 830, Lot 62), Borough of Manhattan.

APPEARANCES—

For Applicant: Milton Edelstein and E. Guth.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (825-42-A)

WHEREAS, Edelstein Umbrella Company, for Williams and Company owner, filed November 25, 1942, an appeal from an order of the fire commissioner, affecting premises 1195-1203 Broadway and 30 West 29th street, southwest corner (7th floor); (Block 830, Lot 62), Borough of Manhattan; and

WHEREAS, the order of the fire commissioner, No. 32004-LC, dated August 27, 1942, reads:

"3. Discontinue the use of flame or fire in room or compartment where nitro-cellulose products are stored or used for the manufacture of articles therefrom. Sec. C19-112, Administrative Code, (gas stove).

7. Provide an approved double-walled metal cabinet in which to keep all nitro-cellulose products intended for further manufacture. Sec. C19-110-0-4, Adm. Code."

and

WHEREAS, the applicant states the building is ten stories; (110 ft.) in height; 105 ft. 8½ in. by 105 ft. 8¾ in. in area; of Class 1 construction; equipped with standpipe and sprinkler systems; located in a retail use, B area district and used and occupied as follows: cellar, storage of merchandise, 8 persons; first floor, stores and entrance, 15 persons; second floor, office, showroom and stock, 30 persons; third floor, same, 40 persons; fourth floor, office, showroom, manufacturing, 40 persons; fifth floor, same, 75 persons; sixth floor, same, 110 persons; seventh floor, same, 60 persons; eighth floor, same, 60 persons; ninth floor, same, 40 persons; tenth floor, same, 120 persons, for which Certificate of Occupancy 1644 was issued May 27, 1930; and

WHEREAS, the applicant contends that the business conducted on the portion of the 7th floor in question is the manufacturing of umbrellas, in which a small amount of nitro-cellulose handles are used, which is only about 25% of the stock of handles; that all handles are kept in metal cabinets with subdividing metal partitions in a dry, cool place; that the open flame consists of a steamer used to steam the cloth gores and is necessary in the production of the finished product; that a metal enclosure around this small steamer can be installed, which will isolate same and comply with the Administrative Code; that a recent ruling of the War Production Board will restrict the production to less than 30% for 1941 and the type of handle in question will not be obtainable, as materials used in its manufacture are now on the Priority list and the use of this type of handle will eventually be discontinued; that the business has been located in this building for seven years; that the building is equipped with a sprinkler system and the applicant employs about 35 persons who will be thrown out of work if it is impossible to manufacture by reason of the discontinuance of the steamer and the applicant will suffer a hardship and the loss of its business.

Resolved, that the order of the fire commissioner, Order 32004-LC, be and it hereby is *modified* and that the appeal be and it hereby is *granted* as to Item 3, *on condition* that the amount of celluloid shall not exceed that applied for in the application filed with the fire commissioner, namely 40 lbs.; that the metal protection shall be maintained around the steaming equipment as shown to the satisfaction of the fire commissioner; that the manufacturing operations on the celluloid shall not be within 25 ft. of such steamer; that the two source sprinkler system in the building shall be maintained to the satisfaction of the fire commissioner as

well as the standpipe system; as to Item 7, that the nitro-cellulose and nitro-cellulose products shall be stored in steel cabinet with a tight-fitting cover satisfactory to fire commissioner.

826-42-A

APPLICANT—Eric Kebbon, for Board of Education, Bureau of Construction, City of New York, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—421-465 Madison street, northeast corner of Throop avenue, (Public School 144); (Block 1821, Lots 1-73 inclusive), Borough of Brooklyn.

APPEARANCES—

For Applicant: Gustave Goldman.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (826-42-A)

WHEREAS, Eric Kebbon, for Board of Education, Bureau of Construction, City of New York, owner, filed November 27, 1942, an appeal from a decision of the borough superintendent; premises 421-462 Madison street, northeast corner of Throop avenue (Block 1821, Lots 1-73, inclusive), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent dated November 23, 1943, re N.B. Applic. 299-42, reads:

"The connection of more than one oil burner to a single flue is contrary to the Oil Burner Rules of Bd. of S. & A. Rule 12.1."

and

WHEREAS, the applicant states building will be three stories, (48 ft.) in height, 294 ft. by 178 ft. 6 in. in area; of Class 1 construction; located in business and residence districts and occupied throughout as a public school; and

WHEREAS, the applicant states that it is proposed to erect a medium temperature chimney for one boiler and a similar chimney for two boilers; that breaching from one boiler equipped with a fully automatic type of oil burner will be connected to one chimney and the breaching from two boilers equipped with a semi-automatic type oil burner will be connected to the other chimney; that these boilers will at all times be under the supervision of a competent and qualified operator; that the estimated temperature at point of entrance at chimney is 400° F.; that at times all three boilers will be operated simultaneously; and

WHEREAS, applicant contends that if it had to comply with the Oil Burner Rules, three individual flues would have to be constructed.

Resolved, that the decision of the borough superintendent on N.B. Applic. 299-42 be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the chimneys shall be constructed and maintained as proposed.

827-42-A

APPLICANT—Eric Kebbon, for Board of Education, Bureau of Construction, City of New York, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—1615-1629 Madison avenue, east side, between East 108th and East 109th streets, 51-87 East 108th street, 54-88 East 109th street, 1480-1490 Park avenue (Public School No. 10); (Block 1614, Lot 21), Borough of Manhattan.

APPEARANCES—

For Applicant: Gustave Goldman.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

MINUTES

ION OF BOARD—Appeal granted on condition.
E VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

RESOLUTION (827-42-A)

WHEREAS, Eric Kebbon, for Board of Education, Bureau of Construction, City of New York, owner, filed November 1942, an appeal from a decision of the borough superintendent; premises 1615-1629 Madison avenue, east side, bet. 108th street and East 109th street, 51-87 East 108th st., 54-88 East 109th street and 1480-1490 Park avenue (Block 1614, Lot 21), Borough of Manhattan; and

WHEREAS, the decision of the borough superintendent, dated March 17, 1943, re Amend. to N. B. Applic. 20-42,

is:
"1. The connection of more than one oil burner to a single flue is contrary to Oil Burner Rules of the Board of Standards and Appeals—Rule 12-1."

WHEREAS, the applicant states the building will be three stories (46 ft. 10 in.) in height, 199 ft. 2 in. by 205 in. in area; Class 1 construction; located in a business use district and occupied throughout as a public school; and

WHEREAS, the applicant states it is proposed to erect a masonry chimney divided into two separate sections; that the breaching from one boiler equipped with a automatic type of oil burner will be connected to one section and the breaching from two boilers equipped with a automatic type oil burner will be connected to the other section; that these boilers will be under the supervision of a competent and qualified operator at all times; that the temperature at point of entrance at chimney is 400 F.; and

WHEREAS, the applicant contends if it had to comply with Oil Burner Rules, three individual flues would have to be constructed.

Resolved, that the decision of the borough superintendent re B. Applic. 20-42 be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the flues shall be constructed and maintained as proposed.

A

APPLICANT—Bommer Spring Hinge Co. (lessee), for Marie A. Bommer Frohlich, owner.

SUBJECT—Application reopened and restored to calendar April 17, 1942—Appeal from an order and decision of the fire commissioner (previously dismissed for lack of prosecution).

PLACES AFFECTED—255-271 Classon avenue, east side, 264 ft. south of Willoughby avenue (Buildings 1 and 2); (Block 1924, Lots 6-14), Borough of Brooklyn.

ASSURANCES—

For Applicant: Ralph Lignori.

For Administration: Insp. Meyer, Fire Dept.

ION OF BOARD—Appeal granted on condition.

VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

RESOLUTION (62-42-A)

WHEREAS, Bommer Spring Hinge Co. (lessee), for Marie A. Bommer Frohlich, owner, filed January 17, 1942, an appeal from an order and decision of the fire commissioner, re premises 255-271 Classon avenue, east side, 264 ft. south of Willoughby avenue (Bldgs. 1 and 2) (Block 1924, Lots 6-14), Borough of Brooklyn; and

WHEREAS, this appeal was dismissed for lack of prosecution March 31, 1942 and reopened April 17, 1942 subject to the usual procedure; and

WHEREAS, Order No. 88653-LC issued by the fire commissioner August 19, 1941 and repeated in a decision of the fire commissioner dated January 5, 1942, reads:

"2. Provide that spraying or dipping spaces shall be mechanically ventilated when in operation so that the movement of air shall be at least 100 linear feet per minute in the breathing zone of the operator and be of sufficient capacity to prevent the accumulation of mist or vapors. Rule 3.1, Spray Rules.

3. Provide that spray, dipping and immersing rooms shall be constructed of fireproof or fire resisting partitions with waterproof floors. Rule 4.1.1, Spray Rules.

9. Discontinue the maintenance of any open flames (bake oven and acetylene torch) within floor area where spray coating is carried on or separate said open flames or sparking device by partitions constructed of fireproof or fire resisting material. Rule 6.1.8, Spray Rules."

and

WHEREAS, the applicant states that the building is five stories and basement (66 ft.) in height, 250 ft. 4 5/8 in. by 196 ft. 11 in. in area; Class 6 construction; equipped with a sprinkler system erected in 1895 and 1909; located in an unrestricted use district and used and occupied as follows: Bldg. No. 1 (263-271 Classon avenue): basement—press dept., 24 persons; 1st floor, stockroom, 4 persons; 2nd floor, assembly dept., 30 persons; 2d floor, plating and polishing dept., 31 persons; 4th floor, tool mfg. and machine shop, 8 persons; 5th floor, japan dept. and foundry, 12 persons; Bldg. No. 2 (255-261 Classon ave.): basement—stockroom, 5 persons; 1st floor, office and shipping dept., 5 persons; 2nd floor, packing dept., 10 persons; 3rd floor, lacquering and sand blasting, 4 persons; 4th floor, storage and machine dept., 4 persons; 5th floor, mfg. underwear, 30 persons; and

WHEREAS, the applicant contends that Item 2 of the order refers to the lacquer room on the 3rd floor of Bldg. No. 2 and to the japan room on the 5th floor of Bldg. No. 1; that the order will be complied with as to the lacquer room on the 3rd floor of Bldg. No. 2; that the japan room on the 5th floor of Bldg. No. 1, is 30 ft. by 100 ft. in area with 9 windows 6 ft. by 7 ft. 6 in. in area and a skylight; that this working area has been the same since 1912; that the total amount of paint consumed on entire floor by 7 operators is about 8 gallons per day; that Savasol No. 5 is used for a solvent; that the room is well ventilated and there is no accumulation of mist or vapor in the room; that Item 3 of the order affects the lacquer room on the 3rd floor in Bldg. No. 2, which is separated from the balance of the 3rd floor by wood and glass partitions; that on the same floor there is a metal spray booth where zinc is deposited on iron castings by means of acetylene gas; that the heat of this gas is not intense; that this metal spray booth is ventilated by an 18-in. fan with duct terminating above the roof; that the distance from the lacquer room partition to the spray booth is 25 ft.; that the zinc spray booth is located in a room constructed of fire-resisting partitions, equipped with sprinklers and metal-covered, self-closing door; that this condition has existed since 1912; that the lacquer room is well ventilated and free from vapors and has a cement floor; that Item No. 9 of the order refers to the japan room on the 5th floor of Bldg. No. 1; that this japan room has bake ovens located 25 ft. from the point where spraying is carried on; that ovens are of the Steiner and Gehrich type, gas-fired; that no booster air is used with the gas in the ovens; that this condition has existed since 1922; that there are no mist or vapors in the room; that the solvent used is Savasol No. 5; that this room is provided with a special composition floor and is located on the top story of the building, equipped with a skylight and with a window; that the storage of lacquer, paint and solvent is about one-and-a-half drums at any one time and these are kept in a suitable room, as shown on the drawings filed with this appeal.

Resolved, that the decision of the fire commissioner, Order 88653-LC, Item 2, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that wherever dipping spaces are maintained, mechanical ventilation or natural ventilation by means of windows and skylights shall be maintained to the satisfaction of the fire commissioner; as to Item 3, that the spray, dipping and immersing

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rooms shall be maintained as proposed; that the zinc spraying booth on the third floor shall be discontinued; as to Item 9, that no open flames shall be maintained within 25 ft. of the spraying work; that the spray booth in addition to the natural ventilation from windows and skylights shall have an exhaust fan; that the baking ovens shall be of the Gehnrich type, gas fired, and installed and maintained to the satisfaction of the fire commissioner; that such portable fire-fighting equipment suitable for the conditions shall be furnished and maintained throughout as the fire commissioner shall direct; that otherwise, the premises shall be maintained as proposed and as herein permitted and the sprinkler system throughout shall be maintained to the satisfaction of the fire commissioner.

87-43-A

APPLICANT—Plymouth Electric Co., for City of New York, Department of Marine and Aviation, owner (Pan American Airways, Inc., lessee).

SUBJECT—Appeal from a decision of the fire commissioner.

PREMISES AFFECTED—Foot of 85th street and Grand Central parkway, (Seaplane Hangar, "A"); (Block 926), La Guardia Field, Jackson Heights, Borough of Queens.

APPEARANCES—

For Applicant: Calvin Adams.

For Administration: Thomas A. Larkin, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (87-43-A)

WHEREAS, Plymouth Electric Company, for the Department of Marine and Aviation of the City of New York, owner (Pan American Airways, Inc., lessee), filed on February 27, 1943, an appeal from a decision of the fire commissioner, affecting Seaplane Hangar "A", foot of 85th street and Grand Central Parkway (Block 926), La Guardia Field, Jackson Heights, Borough of Queens; and

WHEREAS, the decision of the fire commissioner dated January 29, 1943, reads:

"Replace all steel tubing, with standard heavy wall rigid iron or steel conduits protected with an approved rust preventive."

and

WHEREAS, the applicant states that the building is 260 ft. by 150 ft. in area for the north wing and 300 ft. by 150 ft. in area for the south wing at first floor and 260 ft. by 50 ft. in area for the north wing and 300 ft. by 50 ft. in area for the south wing at second floor level, 32 ft. in height at front, 20 ft. at rear and presently occupied by 900 persons; proposed to be occupied by 1400 persons; and

WHEREAS, the applicant contends that the galvanized steel tubing was used only where the wiring for the fire alarm system or the sprinkler alarm system was concealed in the walls or in the ceilings; that where the wiring was exposed, heavy wall steel conduit protected with an approved rust preventative was installed; that the use of steel tubing on this project is in accordance with the original plans and specifications and the Rules and Regulations of the War Production Board; that it should be noted that wherever conduits are exposed and subject to mechanical injury, heavy wall conduit is used; that the condition which is the subject of this appeal was shown in the plans and specifications originally filed for the installation.

Resolved, that the decision of the fire commissioner, dated January 29, 1943, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that in all other respects, the fire alarm system shall comply with the requirements of the rules of the Board therefor; that such installation shall be maintained to the satisfaction of the fire commissioner.

107-43-A

APPLICANT—George Edward Beatty, for Beatty and Berlenbach, (St. Mel's Roman Catholic Church owner).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—26-01 154th street, southeast corner of 26th avenue (Block 4849, Lot 1), Flushing, Borough of Queens.

APPEARANCES—

For Applicant: James E. McKillop.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (107-43-A)

WHEREAS, George Edward Beatty, for St. Mel's Roman Catholic Church, owner, filed March 12, 1943, an appeal from a decision of the borough superintendent; premises 26-01 154th street, southeast corner of 26th avenue (Block 4849, Lot 1), Flushing, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated March 2, 1943, on Alt. Applic. 187-43, reads:

"1. The moving of an existing frame structure to above specified location, which is within the fire limit and which structure is to be used as a church of area exceeding 600 sq. ft. is contrary to Sec. 4.1.2 and 4.2.1 N.Y.B. Code."

and

WHEREAS, the applicant states the building will be 16 story (16 ft.) in height, 30 ft. by 60 ft. in area; Class B construction on a lot 190 ft. by 100 ft. in area; located in a business use, D area district and occupied as a church for 250 persons; and

WHEREAS, the applicant states further that it is proposed to remove the existing frame building which is of the portable type, now in use by the Board of Education, City of New York, for school use, and no longer required for school use, to the premises in question and to erect same on the plot owned by the Church on concrete or concrete block foundations, as indicated on plot plan filed with this appeal and

WHEREAS, the applicant contends that the proposed structure will be used for church services for a temporary period until the existing war emergency restrictions have been lifted sufficiently to permit the construction of a permanent building for church purpose in accordance with the requirements of the Building Code; that the Church of St. Mel's recently organized, owns the plot in question but has no building erected thereon; that church services are held in a tent in the summer and a rented store during the inclement months; that this arrangement has been found inadequate; that it is proposed to erect a permanent building; that the restrictions on construction imposed by war conditions prevent such erection; that the proposed building will greatly alleviate the existing conditions; that the exterior of the building, including walls and roof will be protected with asbestos shingles; that exits will be provided directly to exterior and of such number, size and location as required by the Building Code; that heat will be generated for the building in a boiler room of fireproof construction separated from the frame structure by 8 inches of masonry, as indicated on plans filed with this appeal.

Resolved, that the decision of the borough superintendent on Alt. Applic. 187-43, Obj. 1, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the building shall be maintained substantially as proposed as indicated on plans filed with this appeal marked "Received March 12, 1943" and shall comply in all respects with the requirements for a similar building when erected outside the fire limits, except as to area; that the area

MINUTES

exceed the dimensions given; that the boiler room shall be separated as proposed from the balance of the building by roof construction and including a fireproof roof; that the variance shall continue only during the term of the emergency and for not over one (1) year thereafter.

2-A

APPLICANT—Arnold W. Lederer, for Ridge Bay Realty Company, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—appeal from a decision of the borough superintendent.

PREMISES AFFECTED—5114 Fourth avenue, west side, 75 ft. 2 in. north of 52nd street (Block 798, Lot 40), Borough of Brooklyn.

APPEARANCES—

For Applicant: Arnold W. Lederer.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

RESOLUTION (218-42-A)

WHEREAS, Arnold W. Lederer, for Bay Ridge Savings Company, owner, filed on March 18, 1942, an appeal from a decision of the borough superintendent; premises 5114 Fourth avenue, west side, 75 ft. 2 in. north of 52nd street (Block 798, Lot 40), Borough of Brooklyn; and

WHEREAS, this appeal was granted by the Board on February 24, 1942, on certain conditions; and

WHEREAS, the applicant requested reopening of this appeal to permit the extension in area of the mezzanine as shown on plans filed with the borough superintendent under Applic. 3019-42; and

WHEREAS, the applicant states that it is proposed to extend the mezzanine to about 6 ft. 0 in. from rear wall; that this floor will sustain a live load of 120 lbs. per sq. ft. and will be used for cataloguing, filing and the necessary equipment used therefor; that the area to be used for manufacturing in the building will not exceed the area of the lot; and

WHEREAS, the applicant contends that due to the fact that this building was previously the subject of variances granted by this Board, the borough superintendent has recommended the proposed alteration to the Board for consideration.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted by the Board on February 24, 1942, by adding thereto:

That in the event the owner desires to install a mezzanine as indicated on plans filed with the borough superintendent under Alt. Applic. 3019-42, such additional floor shall be constructed, provided such proposed floor and the building and occupancy comply with all laws, rules and regulations applicable thereto, as modified by this resolution and by the resolution adopted by the Board under Cal. 183-42-S, as amended this day, and on further condition that the requirements of the zoning resolution shall be complied with, as to occupancy of not more than 25% of the area and in no event in excess of the area of the lot.

2-A

APPLICANT—Robert D. Kohn, for R. H. Macy Co., Inc., owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—re Appeal from a decision of the borough superintendent; previously granted.

PREMISES AFFECTED—47-09 30th (Orton) street, southeast corner of 47th (Nelson) avenue (Block 283, Lots 1 and 38), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Robert D. Kohn and John J. Knight.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (815-42-A)

WHEREAS, Robert D. Kohn and John J. Knight, for R. H. Macy Co., Inc., owner, filed November 17, 1942 an appeal from a decision of the borough superintendent affecting premises 47-09 30th (Orton) street, southeast corner 47th (Nelson) avenue (Block 283, Lots 1 and 38), Long Island City, Borough of Queens; and

WHEREAS, this appeal was granted by the Board on February 16, 1943, on certain conditions and the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby amend its resolution adopted February 16, 1943, so that as amended the resolution will read:

"granted as to Objection 17, on condition that the building shall be constructed and maintained substantially as proposed; the braces supporting the proposed cinder block wall shall be fireproofed in accordance with the Code requirements; as to Objection 18, that a sprinkler system shall be installed as soon as the material for same can be obtained but in any event within two (2) years from the date of this resolution; that priority for same shall be requested at once; as to Objection 5, that the conditions as to exit may be maintained, provided the building in this portion shall not be increased in height or area, and maintained as proposed and the exit through the six-story building, as shown, shall be continued, as well as the horizontal exit to the one-story building; that such openings shall be protected by door assemblies meeting the requirements of the Code therefor for such openings; that in all other respects, the buildings and occupancy shall comply with all laws, rules and regulations applicable thereto as modified by the Board under calendar number 975-38-A; that a certificate of occupancy shall be obtained; that a 24-hour watchman's service shall be maintained in the building and signs posted, stating the location of the nearest fire alarm box represented to be within 200 feet."

183-42-S

APPLICANT—Arnold W. Lederer, for Ridge Bay Realty Company, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—5114 Fourth avenue, west side, 75 ft. 2 in. north of 52nd street (Block 798, Lot 40), Borough of Brooklyn.

APPEARANCES—

For Applicant: Arnold W. Lederer.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

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THE RESOLUTION (183-42-S)

WHEREAS, Arnold W. Lederer, for Bay Ridge Savings Bank, owner, filed on March 6, 1942, an application for variation of the requirements of the Labor Law affecting premises 5114 Fourth avenue, west side, 75 ft. 2 in. north of 52nd street (Block 798, Lot 40), Borough of Brooklyn; and

WHEREAS, this application was granted by the Board on March 24, 1942, on certain conditions; and

WHEREAS, the applicant requested reopening of this application for the purpose of requesting a variation of the provisions of the Labor Law based on a decision of the borough superintendent, dated February 27, 1943 on Alt. Applic. 3019-42, which reads in part as follows:

"2. Proposed extension of the mezzanine constitutes a rear story and the building was erected in 1923. Provide two means of egress to comply with Sec. 270 of the Labor Law.

3. Barred windows contrary to Sec. 272-3 of the Labor Law."

and

WHEREAS, the applicant states that it is proposed to extend the mezzanine story to about 6 ft. 0 in. from the rear wall as shown on plans filed with this application; and

WHEREAS, the applicant contends that egress from the mezzanine will be by the existing fireproof stairway at the front of this building and a new 3-ft. wide stairway at the rear leading from mezzanine to first floor level and terminating at rear exit; that the barred windows affected consist of cellar windows on interior lot lines and one window facing rear area, front office window and rear yard window located 5 ft. 6 in. above floor level at first story, windows opening on front stairhall and windows facing rear yard; that these iron guards are stationary and are used to prevent robbery and sabotage; that the plant is engaged in defense work.

Resolved, that the Board of Standards and Appeals does hereby amend its resolution adopted March 24, 1942, by adding thereto:

that in the event the owner desires to construct a partial mezzanine above the first story, substantially as indicated on plans filed with this request for amendment, dated March 15, 1943, variance for which has been granted this day by the Board by amendment to Cal. 218-42-A, the requirements of objection 2 of application filed with the borough superintendent, Alteration 3019-42, shall be deemed as complied with, provided the construction complies with all requirements and the exits from such mezzanine are provided as indicated on such plans, consisting of a direct exit to the primary means of exit leading to Fourth avenue and an open stairway leading to the rear of the mezzanine to the main first floor, from which exit may be had by means of the rear fire escape; and as to objection 3, that the windows indicated as barred may be continued, provided there are no barred windows on the front of the building and the exits and entrances from Fourth avenue and from the rear by means of the rear fire escape are maintained unimpeded.

APPLIANCE AND MATERIALS SUBMITTED FOR APPROVAL

715-41-SM

APPLICANT—L. Sonneborn Sons, Incorporated, owner.
SUBJECT—Stormtight Caulking Compound, approval of.
APPEARANCES—

For Applicant: Frank C. Surbeck.

ACTION OF BOARD—Laid over to March 30, 1943 at 2 P. M., for further consideration by the Board.

580-40-SA

APPLICANT—Foster Wheeler Corporation, owner.
SUBJECT—Foster Wheeler Dowtherm Vapor Generator, approval of.

APPEARANCES—

For Applicant: None

ACTION OF BOARD—Application withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioner Savage and Blum and Deputy Chief Gunn

Negative

420-42-SM

APPLICANT—Hanley Company, Incorporated, owner.
SUBJECT—"Crater" Fire Brick, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioner Savage and Blum and Deputy Chief Gunn

Negative

790-42-SM

APPLICANT—United States Gypsum Co., owner.
SUBJECT—Rocklath and Diamond Liner (Gypsum Plasterboard, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Material approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioner Savage and Blum and Deputy Chief Gunn

Negative

THE RESOLUTION (790-42-SM)

WHEREAS, the United States Gypsum Co., owner, filed November 10, 1942, an application with the Board of Standards and Appeals for approval of the material known as Rocklath and Diamond Liner (Gypsum Plasterboard); and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

March 15, 1943

Re: Cal. 790-42-SM

Subject: Rocklath and Diamond Liner (Gypsum Plasterboard).

The United States Gypsum Company of New York filed November 10, 1942, an application with the Board of Standards and Appeals for approval of their Rocklath and Diamond Liner (Gypsum Plasterboard) under the provisions of C26-178.0.b of the Administrative Building Code.

Gypsum lath is a plasterboard, approved by the Board under Cal. 800-39-SM, that is made of the same materials and is similar to gypsum wallboard except for size of the sheets and type of paper used on the surface. A gypsum lath is designed to be used as a lath for reception of gypsum plaster, a special absorptive paper is used. Gypsum lath is available in the following sizes:

Rocklath

$\frac{3}{8}$ " and $\frac{1}{2}$ "

16" x 32"
16" x 48"

Diamond Liner

$\frac{3}{8}$ " and $\frac{1}{2}$ "

24" x 36" and 48"
32" x 36" and 48"

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Inspection of the manufacturing process and tests of this material were made at the plant of the company at New Brighton, Staten Island, in the presence of the Committee on Tests, with the following results:

PLAIN 3/8" ROCKLATH (GYPSUM LATH)

	Federal Spec. SS-P 431a	As Tested
Thickness Tol.	$\pm 1/16"$	.382"
Width Tol....	$+ 1/8"$ to $- 1/4"$	$- 1/16"$ to $+ 1/16"$
Length Tol....	$+ 1/8"$ to $- 1/4"$	$- 1/8"$ to $+ 0"$
Weight/1000 sq. ft.....	1350-2000 #	1640 #
Strength Across Fibre Min...	60 #	145 # face up
Strength Parallel Fibre Min...	27 #	42 # face up

3/8" DIAMOND LINER BOARD

Thickness Tolerance ..	$\pm 1/16"$	.014"
Width Tolerance ..	$+ 1/8"$ to $- 1/4"$	$- 1/16"$ to $+ 1/16"$
Length Tolerance ..	$+ 1/8"$ to $- 1/4"$	$- 1/8"$ to $+ 0"$
Weight/1000 sq. ft.....	1350-2000 #	1605 #
Strength Across Fibre, Min..	60 #	107 # face up
Strength Par- allel Fibre, Min.	27 #	37 # face up

1/2" DIAMOND LINER

Maximum local varia- tion	$\pm .031"$	$\pm .021"$
Width toler- ance	$- 3/8"$	$- 1/16"$ to $\pm 1/16"$
Length toler- ance	$\pm 1/4"$	$- 1/8"$ to
Weight/1000 sq. ft.....	1800-3000 #	2210 #
Strength Across Fibre, Min..	105 #	185 #
Strength Para- llel Fibre Min.	45 #	65 #

BOND STRENGTH

Tests of bond specimens conducted by the Robert W. Hunt Laboratories, with results as follows:

Sample	Maximum Lb./sq. Load Lb.	in.	Failure
No. 1 Plaster on Rocklath...	1500	15	About 80% along paper surface of Rocklath.
No. 3 Plaster on Rocklath...	1468	14.68	About 55% at paper surface of Rocklath.
No. 4 Plaster....	1260	12.6	About 50% at paper surface of Rocklath.

RECOMMENDATION

As a result of these inspections and tests, the Committee on Tests recommends that the United States Gypsum

Company's Rocklath and Diamond Liner be approved, pursuant to Section C26-191.0 (2.2.3) of the Administrative Building Code for use in New York City as plaster bases in thickness not less than 3/8 inch under C26-462.0 (8.4.10.6) when installed in accordance with the requirements thereof and under C26-636.0 (10.4.3.1) item 11.b, when plastered with 1/2 inch unsanded gypsum plaster as provided therein for a partition having a permissive fire-resistive rating of one hour. The use of the material may be permitted as a substitute for combustible lath under C26-458.0 (8.4.10.2).

Approval is also recommended for these materials in not less than 1/2 inch thickness for use on fire-resistive ceilings under the permissive provisions of C26-669.0.b (10.11) when applied as prescribed therein and for fire-resistive stopping of stairs under C26-686.0 (10.13.4) when used as prescribed therein.

Approval is also recommended for use of these materials in a thickness of 1/2 inch for fire-retarding under the Rules and Regulations of the then Tenement House Department now the Division of Housing of the Department of Housing and Buildings.

The Committee further recommends that the sheets or bundles whichever way these materials are shipped shall be stencilled, labelled or marked, "Approved by the Board of Standards and Appeals for use in New York City under Cal. 790-42-SM."

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on tests.

and

WHEREAS, this report recommended the approval of this material.

Resolved, that the Board of Standards and Appeals does hereby approve the material known as Rocklath and Diamond Liner (Gypsum Lath) Plasterboard, on condition that the material be manufactured and labelled, stamped or tagged in accordance with above report.

800-39-SM

APPLICANT—U. S. Gypsum Company, owner.

SUBJECT—Application for consideration—reopening and correction of the report of Committee on Tests—U. S. Gypsum Company Gypsum Plaster, Red Top and Samson Brands (various names), previously approved.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application reopened and report of Committee on Tests corrected.

THE VOTE TO REOPEN AND CORRECT REPORT OF COMMITTEE ON TESTS—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (800-39-SM)

WHEREAS, the U. S. Gypsum Company, owner, filed on June 16, 1939, an application with the Board of Standards and Appeals for approval of the material known as U. S. Gypsum Plaster, Red Top and Samson Brands (various names); and

WHEREAS, this material was approved by the Board on November 17, 1942; and

WHEREAS, the applicant requested certain corrections in the report of the Committee on Tests; and

WHEREAS, the corrected report of the Committee on Tests reads:

MINUTES

REPORT OF COMMITTEE ON TESTS.

November 6, 1942.

Re: Cal. No. 800-39-SM.

Subject: U. S. Gypsum Co. Red Top and Samson Brands—Gypsum Cement Plasters, Wood Fibre Plasters, Prepared Sanded Plasters, Red Top Bondcrete, Prepared Gypsum Finishes, Acoustical Plasters and Special Finish (for listed names, see items 1 through 6 in the report)—Approval of.

The U. S. Gypsum Company of New York City filed on June 16, 1939 an application with the Board of Standards and Appeals for approval of Gypsum Plaster, Red Top and Samson Brands under the pertinent provisions of the Administrative Building Code.

These materials are classified and marketed as follows:

1. Gypsum Cement Plasters

Red Top Cement Plaster
Red Top Ivory Cement Plaster
Red Top Kings Windsor Cement Plaster
Kings Windsor Cement Plaster
Ivory Cement Plaster
Set Fast Cement

and

Samson Cement Plaster—Distributed by Samson Plaster Board Co.
USG Set Fast Cement—Distributed by Samson Plaster Board Co.

2. Wood Fibre Plasters

Red Top Wood Fibre Plaster
Red Top Ivory Wood Fibre Plaster
Red Top Kings Windsor Wood Fibre Plaster
Kings Windsor Wood Fibre Plaster
Ivory Wood Fibre Plaster

and

Samson Wood Fibre Plaster—Distributed by Samson Plaster Board Co.

3. Prepared Sanded Plasters

Red Top Sanded Wood Fibre Plaster
Red Top Kings Windsor Sanded Wood Fibre Plaster
Red Top Ivory Sanded Wood Fibre Plaster
Kings Windsor Sanded Wood Fibre Plaster
Ivory Sanded Wood Fibre Plaster
Red Top Sanded Plaster
Red Top Kings Windsor Sanded Plaster
Red Top Sanded Plaster For Brick and Tile
Red Top Ivory Sanded Plaster
Kings Windsor Sanded Plaster
Ivory Sanded Plaster
Kings Windsor Brown Mortar
Kings Windsor Lath Mortar

and

Samson Sanded Plaster—Distributed by Samson Plaster Board Co.
Samson Sanded Wood Fibre Plaster—Distributed by Samson Plaster Board Co.

4. Red Top Bondcrete

and

U. S. G. Bondcrete—Distributed by Samson Plaster Board Co.

5. Prepared Gypsum Finished

(a) Trowel Finishes

Red Top Adamant White Trowel Finish
Red Top Universal White Trowel Finish
Red Top Caenstone Finish
Metropolitan Travertine Finish

and

Samson Ready Prepared Finish—Distributed by Samson Plaster Board Co.

(b) Sand Float Finishes

Red Top White Silica Sand Float Finish and

Samson Silica Sand Float Finish—White Grey—Distributed by Samson Plaster Board Co.

(c) Colored Finish Coat

Oriental Interior Trowel Finish
Oriental Interior Finish
Colored Interior Float Finish and

Samson Tinted Finishing Plaster—Distributed by Samson Plaster Board Co.

(d) Gauging Plasters

Red Top Champion Gauging Plaster
Red Top NYC Mills Gauging Plaster
Red Top Kings Diamond Gauging Plaster
Red Top Star Gauging Plaster
Red Top Superfine Gauging Plaster
Red Top Superfine Finishing Plaster and

Blue Valley Gauging Plaster—Distributed by Samson Plaster Board Co.

Samson Local Gauging Plaster—Distributed by Samson Plaster Board Co.

(e) Keenes Cement Finishes

Red Top Scagliola Keenes Cement
Red Top Casting Keenes Cement
Red Top Quick Trowelling Keenes Cement and

Samson Keenes Cement—Distributed by Samson Plaster Board Co.

(f) Ornamental Plaster Work

Red Top #2 Moulding Plaster
Red Top Kings Diamond Moulding Plaster
Red Top Superfine Casting Plaster and

Blue Valley Moulding Plaster—Distributed by Samson Plaster Board Co.

Samson Local Moulding Plaster—Distributed by Samson Plaster Board Co.

6. Acoustical Plasters and Special Finish

Sabinite 38
Sabinite A
Sabinite B
Sabinite F

Gypsum, a non-metallic mineral, which is the 1 of all gypsum building products is known chemically as anhydrous calcium sulphate. It is composed of one molecule of calcium sulphate and two molecules of water, hence, its chemical formulae is $\text{CaSO}_4 \cdot 2\text{H}_2\text{O}$.

Gypsum is either mined or quarried, depending on the location of the rock with reference to the surface of the ground. Where it occurs sufficiently near the surface that the removal of the overburden is not excessive in cost, it is quarried. Where it occurs too deep for this procedure, economically, it is mined.

Gypsum is quarried or mined in relatively large pieces. It is reduced in size by passing through several stages of crushing, the primary crusher reducing it so that it will all pass through a five-inch ring, and a secondary crusher from dust to $\frac{5}{8}$ inch.

The conversion of gypsum to plaster is through calcination, that is, a process of dehydrating or removing a large part of the chemically combined water. Various types of calcination apparatus and processes are in general use and are commonly known as the kettle batch process and the rotary kiln or continuous process. The calcination process removes approximately 18 parts of water leaving $\text{CaSO}_4 \cdot \frac{1}{2}\text{H}_2\text{O}$ which is the semi-hydrate known as calcined gypsum. After gypsum has been calcined, it is placed in plaster storage

MINUTES

bins and retained until such time as the ingredients and accelerators or retarders are added to make up the various types of plaster.

Wall plaster, commonly known as hardwall plaster, may be grouped into four classes: (1) Neat Gypsum Plaster—which contains calcined gypsum and retarder, with or without fiber; (2) wood-fibered plaster, which contained calcined gypsum, retarder and wood fiber; (3) prepared plaster which contains calcined gypsum, retarder, sand and fiber; and (4) finishing plaster, which contains calcined gypsum, with or without retarder and with or without hydrated lime.

The process by which Keene's cement is produced is not dissimilar to the process used in the production or manufacture of gypsum plaster. In Keene's cement, the rock is not ground before calcining and it is calcined at a much higher temperature so as to remove all of the chemically combined water forming an anhydrous calcined gypsum.

The various plasters are as follows:

1. GYPSUM CEMENT PLASTERS

A hydrous calcium sulphate, crushed, ground and calcined to produce a hemi-hydrate specially compounded to give properties of plasticity, workability and set control.

Set Fast Cement

Samson Cement Plaster

USG Set Fast Cement

A specially compounded unfibered cement plaster for use in laying up gypsum and clay tile. To this plaster is added three parts (by weight) of clean, sharp, coarse sand.

2. WOOD FIBRE PLASTERS

A specially compounded hydrous calcium sulphate to which has been added not less than 1% of finely shredded wood fibre uniformly distributed.

3. PREPARED SANDED PLASTERS

A specially compounded hydrous calcium sulphate to which has been added approximately two parts of clean, sharp, silica sand to one part plaster.

Kings Windsor Brown Mortar

A specially compounded hydrous calcium sulphate for use in second coat application on any type of lath. Sand has been added to the material at the mill, and none should be added on the job.

Kings Windsor Lath Mortar

A specially compounded hydrous calcium sulphate for use in first coat application on any type of lath. Sand has been added to the material at the mill, and none should be added on the job.

4. RED TOP BONDCRETE AND U. S. G. BONDCRETE

A specially compounded hydrous calcium sulphate specifically for application over concrete surfaces. Any plaster finish can be used over Bondcrete or it may be troweled down to a smooth finish omitting further finish coat.

5. PREPARED GYPSUM FINISHES

(a) TROWEL FINISHES

A ready mixed gypsum finishing plaster to which only water is added on the job.

Rep Top Caenstone Finish

A no-lime formula finishing plaster the strength of which permits thick application and deepcut scoring to imitate facing slabs of Caenstone.

Metropolitan Travertine Finish

A mill-prepared gypsum finish of a special color for New York City market use in textured surface application.

and

Samson Ready Prepared Finish

(b) SAND FLOAT FINISHES

A ready mixed gypsum finishing plaster containing an aggregate of clean silica sand, properly graded, screened and thoroughly dried which permits a textured application.

(c) COLORED FINISH COATS

Oriental Interior Trowel Finish

A colored interior gypsum finish from which a smooth colored finished wall with semi-textured appearance is developed.

Oriental Interior Finish

A mill prepared colored gypsum finish for interior application where textured surfaces are desired.

Colored Interior Float Finish

A specially processed prepared gypsum finish for interior application where textured surface is desired.

and

Samson Tinted Finishing Plaster

(d) GAUGING PLASTERS

An unretarded hydrous calcium sulphate ground to a fineness to permit easy mixing with lime putty for use as a finish plaster. These plasters are made to set in thirty minutes or forty minutes.

(e) KEENES CEMENT FINISHES

Red Top Scagliola Keenes Cement

A very dense, hard, hydrous calcium sulphate specially made for use in the imitation of ornamental stone. This product has an initial set in three to six hours and a final set of fifteen to twenty hours.

Red Top Casting Keenes Cement

A very dense, hard, hydrous calcium sulphate especially adapted to high class ornamental work with a setting time of not less than thirty minutes nor more than four hours.

Red Top Quick Troweling Keenes Cement

and

Samson Keenes Cement

A very dense, hard, hydrous calcium sulphate expressly for use with lime putty for finish plaster. Setting time is within two hours.

(f) ORNAMENTAL PLASTER WORK

Red Top No. 2 Moulding Plaster

A hydrous calcium sulphate ground to a greater fineness than gauging plaster to insure better detail in moulding and casting work. Setting time is from sixteen to twenty minutes.

Red Top Kings Diamond Moulding Plaster

A hydrous calcium sulphate ground to a greater fineness than gauging plaster to insure better detail in moulding and casting work. Setting time is not less than thirty minutes.

Red Top Superfine Casting Plaster

and

Blue Valley Moulding Plaster

Samson Local Moulding Plaster

A hydrous calcium sulphate ground to a greater fineness than gauging plaster to insure better detail in moulding and casting work. Setting time is not less than thirty minutes.

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6. ACOUSTICAL PLASTERS AND SPECIAL FINISH

A specially compounded hydrous calcium sulphate to which has been added inorganic aggregates properly graded and screened.

Sabinite 38

A specially compounded acoustical plaster where extreme humidity conditions prevail.

TESTS

These materials were inspected and tested by the Committee on Tests of the Board at the plant of the U. S. Gypsum Company at Staten Island, New York, and samples taken and forwarded to Testing Laboratories. The results of these tests are as follows:

Sample of: Red Top Moulding Plaster (U. S. Gypsum)
Tested by: Cornell University Testing Laboratory

Analysis

	A.S.T.M. C-59-30	Found
CaSO ₄ ·½H ₂ O	80% min.	97.4%

Physical Tests

	20 min. min.	24 min.
Setting Time	40 min. max.	

A.S.T.M.

	C-59-30	Found
Tensile Strength	min. 200 lbs.	510 p.s.i.
Standard Briquets	p.s.i.	550
		530
		550
		595

Average 547

Testing Consistency	107 ml. per
30 m. m. drop 50 g. wt...	100 gm.

The material complies with the specification requirements.

Sample of: Red Top Sanded Plaster (U. S. Gypsum)
Tested by: Cornell University Testing Laboratory

Analysis

	Fed. Spec. SS-P-401 Type B	Found
CaSO ₄ ·½H ₂ O content ...	15 per cent	28.9 per cent
Sand content, maximum..	75 per cent	53.5 per cent

Physical Tests

Setting time—min.	2.0 hours	5 hrs. 49 min.
	max.	6.0 hours
Tensile strength—min. ..	50 lbs. p.s.i.	150 p.s.i.
		155
		160
		150
		145

Average 152

The material complies with the specification requirements.

Sample of: Red Top Gauging Plaster
Tested by: Pittsburgh Testing Laboratory

	Fed. Spec. SS-G-901 Grade 2 unretarded
CaSO ₄ ·½H ₂ O	97.0%
Tensile Strength	445 lbs./sq. in.

440

460

455

445

Average 449

Min. 200 lbs./sq. in.

Compressive
Strength

3100 lbs./sq. in.
3000
2900
3050
2900

Average 2990

Min. 1000 lbs./sq.

Fineness

% passing #14 Sieve 100.0% 100%
% passing #100 Sieve 90.0% 40.—75%

Time of Set

16 min. 10—40 min.

This meets the requirements of Fed. Spec. SS-G-901 Grade 1.

Sample of: Wood Fiber Plaster (Red Top Wood Fiber Plaster)

Tested by: Cornell University Testing Laboratory

Analysis

	Fed. Spec. SS-P-401	Found
CaSO ₄ ·½H ₂ O minimum..	60.5%	87.3%
Wood Fiber Content	1.0 min.	1.01%

Physical Test

Setting Time	8 hrs. max.	2 hrs. 20 min.
	1.5 min.	
	Fed. Spec. SS-P-401	Found

Tensile Strength

Lbs. per sq. in. 125 lbs. min. 330 p.s.i.
390
415
370
390
365

Average 376

Consistency

½" slump 2" x 4" cyl .. 140 ml. 100 gm.

The material complies with the specification requirements.

Test of: Calcined Gypsum (Gauging Plaster)
Type: Grade 2

Tested by: Pittsburgh Testing Laboratory

Analysis

	Results	Fed. Spec. SS-G-901
CaSO ₄ ·½H ₂ O	85.38%	Min. 60.1%
Fineness:		
Passing 14 mesh.....	100.00%	100.0%
Passing 100 mesh.....	77.36%	Min. 75.0%

Tensile Strength

Lbs. per sq. in. 250
275
245
250
265

Average 257

Compressive Strength
2x2" Cubes

Lbs. per sq. in. 2125
2000
2188
2062
2200

Average 2115

Setting Time Satisfactory

"The above results comply with specification requirements."

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Sample of: Keene's Cement (Red Top Keene's Cement)
Tested by: Cornell University Testing Laboratory

Analysis

	Fed. Spec. SS-C-161	Found
Chemical Composition		
Combined Water	2% maximum	0.5%

Physical Test

Setting Time	1 hr. min. 4 hrs. max.	60 min.
Tensile Strength	min. 400 lbs. per. sq. in.	520 p.s.i. 550 550 530 505
	Average	532

Sieve Analysis

Passing #40 sieve ...	min. 98%	99.75%
Passing #200 sieve (Av. of 2 analyses) ..	min. 75%	76.60%
Consistency		85 ml. per.
30 mm. drop		100 gm.

The material complies with the specification requirements.

Sample of: Cement Plaster (Red Top Cement Plaster "N")

Tested by: Cornell University Testing Laboratory

Analysis

	Fed. Spec. SS-P-401	Found
Chemical Composition		
CaSO ₄ ·½H ₂ O	60.5% min.	

Physical Tests

Setting Time	1.5 hrs. min	6 hrs. 40 min.
Tensile Strength	150 p.s.i. min.	445 p.s.i. 450 435 440 420
	Average	438

Testing Consistency	140 ml. per.
½" slump 2" x 4" cyl. ...	100 gm.

The material complies with the specification requirements.

The following is the result of tests performed by the Robert W. Hunt Company on samples selected by the Board of Standards and Appeals at the New Brighton Mill of the U. S. Gypsum Co.

Bond Strength Tests of Bonded Specimens (bonded area 10" sq.) Max.

Sample	Load-Lb.	p.s.i.	Failure
Sample No. 2. U.S.G. Bondcrete on Concrete	860	8.6	Plaster pulled away from Bondcrete
Sample No. 5. U.S.G. Bondcrete on Concrete	1820	18.2	About 6% through Bondcrete
Sample No. 6. U.S.G. Bondcrete on Concrete	818	8.18	Through Bondcrete
Average		11.66	

Recommendations.

As a result of these inspections and tests, the Committee on Tests recommends that the U. S. Gypsum Company's Gypsum Plasters, Red Top and Samson Brands under trade names as herein listed (items 1 through 6), be approved pursuant to Section C26-191.0 of the Administrative Building Code for use in New York City as finishing coat under C26-463-4.0 (8.4.10.2.8), Administrative Building Code, for use in masonry mortar under C26-313.0,b-c (7.1.1.8.3) when used on interior partitions of gypsum block and clay tile and when maintained to the specifications herein contained and prepared in a manner hereafter set forth provided that monthly mill test reports from the mill certified by the applicant's chemists be filed with the Board and that all bags, barrels or packages be tagged, labeled or marked: "Approved by the Board of Standards and Appeals for use in New York City when used in accordance with the requirements of Cal. No. 800-39-SM."

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on tests.

Resolved, that the Board of Standards and Appeals does hereby *correct* the Report of the Committee on Tests as printed above, in relation to the resolution adopted on November 17, 1942.

Adjourned: 4:30 P. M.

JOSEPH J. DOYLE, Chief Clerk.

*CORRECTION

The minutes of the meeting of the Board of Standards and Appeals held on January 5, 1943, as they appeared in Bulletin No. 2, Vol. 28, are hereby corrected to read as follows:

THE RESOLUTION (804-42-A)

WHEREAS, Ferdinand F. J. Klebold, for Queensboro Lumber Co., owner (Technical Appliance Co., lessee), filed November 16, 1942, an application pursuant to Sec. 35 of the General City Law and an appeal from a decision of the borough superintendent; premises 41-06 DeLong street, west side, between Sanford avenue and north shore division of the Long Island Railroad right-of-way (Block 5066, Lot 255), Flushing, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated November 14, 1942, on N.B. Applic. 1092-42, reads:

"1. The construction of a building in the bed of a mapped street is contrary to sec. 35—General City Law.

2. The construction of a frame building in the fire limits is contrary to sec. 4.1.2 of the Building Code.

3. The construction of a frame commercial building is contrary to sec. 4.2.1 of the Building Code.

4. The proposed live load of 40 lbs. per sq. ft. for storage use is insufficient.

The required design load is 120 lbs. per sq. ft. (sec. 7.3.2.3.(2))."

and

Whereas, the applicant states that the building will be 1-story (15 ft.) in height, 111 ft. 2 in. irregular in width at front, 125 ft. 6 in. in depth along the Long Island Railroad right-of-way, 75 ft. in width at the rear and 90 ft. in depth along the southerly line adjoining the existing building lo-

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cated on the same lot, of class 4 construction, located in an unrestricted use district and used as a loading platform with an occupancy of 5 persons. *"; and

WHEREAS, the applicant contends that the proposed loading platform will be used in conjunction with the temporary building permitted by the Board under Cal. 668-42-A and a modification of the requirements of the Building Code is requested to permit such temporary use; and

WHEREAS, the applicant stated to the Board that the loading platform has been designed to safely carry a live load of 70 lbs. per sq. ft.; and

WHEREAS, the Board has been advised by the President of the Borough of Queens that DeLong street, is shown 50 ft. wide upon the final city map; that DeLong street has not been legally acquired by condemnation or cessation, nor has the Corporation Counsel ever rendered an opinion as to its dedication to public use; that DeLong street is shown as Third street on a map filed April 13, 1871, known as Map No. 196, and that this would indicate that the abutting property owners have no title to the bed of the street; and

WHEREAS, the Board has been advised by the City Planning Commission that DeLong street from 40th street to Sanford avenue, exclusive of the section across the right of way of the Long Island Railroad, was legally mapped at a width of 50 ft. in 1911, and no proceeding is pending for the acquisition of this street, and that it is impracticable at this time to state when such a proceeding may be initiated.

Resolved, that the decision of the borough superintendent on N.B. Applic. 1092-42, be and it hereby is modified and

that the appeal be and it hereby is granted on condition as to Objection 1, under the authority granted to the Board under section 35 of the General City Law, that the building shall not extend into the bed of DeLong street or 4th avenue beyond the area shown on plans filed with the Borough Superintendent and that in the event the City proposes to open either or both of these streets, such portions of the buildings as extend therein shall be removed at expense to the City and no claim for remuneration shall be made; as to Objection 2, that the building shall not be increased in height or area beyond the dimensions here proposed; as to Objection 3, that the building shall be used only as proposed for an open roofed-over loading platform and shall remain only during the term of the present war emergency and to be completely removed upon termination of same together with the adjoining building, variation for which was granted by the Board under Cal. No. 668-42-A; as to Objection 4, that the live load of the platform shall be not less than 70 lbs. per superficial foot; that the platform shall not be used for storage or any work requiring loading in excess thereof; that such permitted loading shall be posted; that suitable portable fire extinguishers shall be maintained on the loading platform as the fire commissioner shall direct; that in all other respects, the building and occupancy shall conform with all laws, rules and regulations applicable thereto.

* Correction—as contained in italics in the 3rd preambule and as indicated on plan filed with this appeal, marked "J received December 23, 1942" (as amended March 17, 1943 include dimensions).

NOTICE

WARNING

Notice is hereby given to all appellants and applicants, and to all lawyers, architects and engineers representing owners or lessees in proceedings before the Board—

First, That if they do not appear in person or by representative at the hearing of their case, dismissal for lack of prosecution is likely to result.

Second, That due and ample notice of the date set for hearing is provided in the publication in this BULLETIN of the calendars of the Board, each case being set down by Calendar Number and the premises under the date of the hearing.

Third, That no plea of ignorance of the date of the hearing can be entertained in view of this publication and of the posting of the calendars on the bulletin board in the

offices of the Board and of the further publication of calendars in the daily press.

Fourth, That no one is entitled to written notice of date for the hearing in his case, and that the plea of failure to receive such notice is no excuse for neglect to appear.

Fifth, That the business of the Board is to dispose of cases promptly; therefore, no appeal or application shall be held in abeyance by reason of failure of the appellant or applicant to file necessary data, or by any other method of delay.

Sixth, That no appeal or application will be accepted for filing unless, at the time of filing, all papers, plans and documents required by law are supplied, as specified on the back of appeal or application forms.

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THE VARIOUS BUILDING LAWS OF THE CITY OF NEW YORK ARE NOW published in FOUR SEPARATE VOLUMES, consisting of matters affecting or relating to the construction, maintenance, alteration, demolition or removal of structures and buildings in the City of New York; including excerpts from the STATE LABOR LAW, the PLUMBING CODE, ELEVATOR RULES, THE NEW YORK CITY CHARTER, the complete BUILDING CODE OF THE CITY OF NEW YORK; the MULTIPLE DWELLING LAW, the STATE PLASTERING LAW, and various local laws, and building and construction rules and regulations adopted by various City and State agencies.

These volumes are now ON SALE at the office of the Supervisor of the City Record, ROOM 2213, MUNICIPAL BUILDING, MANHATTAN, NEW YORK CITY. The price for the complete set of four volumes is \$4 (\$4.10 by mail), single volumes each containing certain parts of the above described legislation, \$1 (by mail \$1.10).

APR 13 1943
UNIVERSITY

BULLETIN

OF THE

BOARD OF STANDARDS AND APPEALS

CITY OF NEW YORK

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DIRECTORY

BOARD OF STANDARDS AND APPEALS

HARRIS H. MURDOCK, Chairman

BERNARD A. SAVAGE

CHARLES M. BLUM

CHIEF JOHN E. GUNN

JOSEPH J. DOYLE, *Chief Clerk*

Municipal Building, Rooms 1000 to 1018.

PHONE—WOrth 2-5600.

HOURS FOR PUBLIC—9 a. m. to 4 p. m.

Saturdays 9 a. m. to 12 noon.

Address all communications to the Chairman

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PUBLIC HEARINGS

Tuesdays, at 10 a. m. and 2 p. m.

Special meetings as published in this Bulletin.

All hearings are held in Room 1013, Municipal Building,
Borough of Manhattan.

HOURS OF CONSULTATION

10 A. M. to 1 P. M.

Any person desiring to consult the chairman or the engineers, pertaining to the work of the board, will be seen only between the hours of ten in the morning and one in the afternoon—Saturdays excepted.

NOTICE TO APPELLANTS AND APPLICANTS

No appeal or application will be entertained in connection with which court proceedings are pending or in progress, unless exception is granted by the chairman, nor accepted which is not filed within thirty days from the date of the action of the Administrative Official.

Any communication purporting to be an appeal or application shall be regarded as a mere notice of intention to seek relief until it is filed on the form required by the rules of this board.

Upon receipt of any such communication the writer will be supplied with the official forms for presenting his appeal or application.

At the time of filing an appeal or application, the appellant or applicant shall forward a signed notice of appeal addressed to the administrative official (either commissioner of buildings or fire commissioner) and file with this board a duplicate of said notice.

Appellants and applicants are advised that their plans must indicate the points of the compass so as to establish the true location and position of the property, the subject of the appeal or application.

Appeals and applications will be simplified and disposition of same expedited by conforming to these directions.

HARRIS H. MURDOCK, *Chairman*.

CALENDAR

DOCKET

New Cases Filed up to March 30, 1943

Cal. No. Dept.

Premises Affected

127-43-A—H.B.Bx.—685 Westchester avenue, north side, 30 ft. west of Jackson avenue (Block 2635, Lot 64), Borough of The Bronx, Amendment to N.B. 690-38.

128-43-A—F.D.—Re Packaging of combustible mixture known as "Flit" in one-gallon glass bottles (capacity of bottles not in conformity with Administrative Code Specifications), Decision.

129-43-BZ—H.B.B.—327-349 Withers street and 62-68 Debevoise avenue, northeast corner (Block 2868, Lot 1), Borough of Brooklyn, N.B. 6-43.

130-43-A—F.D.—Re Packaging, transportation, storage and sale of combustible mixture known as "Sinclair P. D. Insecticide, Sinclair Stock Spray and Sinclair Industrial Spray" in one-gallon glass bottles (capacity of bottles not in conformity with Administrative Code Specifications), Decision.

131-43-A—F.D.—13 Elizabeth street, west side, 175 ft. north of Bayard street (Block 201, Lot 24), Borough of Manhattan, 16969-L.F. and Decisions.

132-43-A—F.D.—15-17 Elizabeth street, west side, 200 ft. north of Bayard street (Block 201, Lot 22), Borough of Manhattan, 16970 L.F. and Decisions.

133-43-S—F.D.—41-03 to 41-09 36th street, north side, 25 ft. east of Skillman avenue (Block 217, Lots 15 and 17), Long Island City, Borough of Queens, Decision.

134-43-A—F.D.—1011-1013 Beach 20th street (rear) and 1018-1020 Beach 21st street, east side, 143 ft. 6 in. north of Cornaga avenue (Block 212, Lot 1), Far Rockaway, Borough of Queens, 10069-L.F.

135-43-A—F.D.—190 Banker street, west side, 450 ft. south of Meserole avenue (Block 2615, Lot 25), Borough of Brooklyn, 94216-L.C.

136-43-S—H.B.Q.—69-01 Metropolitan avenue and 66-79 69th street, northeast corner (Block 3050 Lot 49), Middle Village, Borough of Queens, Alt. 2125-42.

137-43-BZ—H.B.R.—3331 Amboy road, north side, 1365 ft. west of Montreal avenue (Block 4535, Lot 1), Oakwood Heights, Borough of Richmond, N.B. 7-43.

138-43-BZ—H.B.Q.—92-12 60th avenue and 60-03 to 60-11 92nd street, southeast corner (Block 1876, Lot 7), Forest Hills, Borough of Queens, M-562-43.

139-43-A—H.B.B.—126-144 Stewart avenue and 528-546 Meserole street, southeast corner (Block 2977, Lot 1), Borough of Brooklyn, Alt. 737-43.

140-43-A—H.B.Q.—47-19 Grand avenue, entire bounded by Grand avenue, Page place, 56th road, Maspeth, Borough of Queens (Block 2600, Lot 200); (Aluminum Plant Building), Maspeth, Borough of Queens, N.B. 840-42.

141-43-A—H.B.Q.—47-19 Grand avenue, entire bounded by Grand avenue, Page place, 56th road, Maspeth, Borough of Queens (Block 2600, Lot 200); (Sageways), Maspeth, Borough of Queens, N.B. 1403-42.

142-43-A—H.B.Q.—47-19 Grand avenue, entire bounded by Grand avenue, Page place, 56th road, Maspeth, Borough of Queens (Block 2600, Lot 200); (Under section 35, General Law re Bed of Mapped Streets—Page place and street), N.B. 1398-42, N.B. 1403-42, N.B. 20-43, N.B. 1403-42 and N.B.-A-134-43.

143-43-A—H.B.Q.—47-19 Grand avenue, entire bounded by Grand avenue, Page place, 56th road, Maspeth, Borough of Queens (Block 2600, Lot 200); (Hawthorne Buildings 1 and 1A), Maspeth, Borough of Queens, N.B. 851-42.

144-43-A—H.B.Q.—47-19 Grand avenue, entire bounded by Grand avenue, Page place, 56th road, Maspeth, Borough of Queens (Block 2600, Lot 200); (Former Service Building), Maspeth, Borough of Queens, N.B. 852-42.

145-43-A—H.B.Q.—47-19 Grand avenue, entire bounded by Grand avenue, Page place, 56th road, Maspeth, Borough of Queens (Block 2600, Lot 200); (Chinese Shop Building 44), Maspeth, Borough of Queens, N.B. 853-42.

146-43-A—H.B.Q.—47-19 Grand avenue, entire bounded by Grand avenue, Page place, 56th road, Maspeth, Borough of Queens (Block 2600, Lot 200); (Unloading Building 36), Maspeth, Borough of Queens, N.B. 855-42.

147-43-A—H.B.Q.—47-19 Grand avenue, entire bounded by Grand avenue, Page place, 56th road, Maspeth, Borough of Queens (Block 2600, Lot 200); (House Building), Maspeth, Borough of Queens, N.B. 1398-42.

148-43-A—H.B.Q.—47-19 Grand avenue, entire bounded by Grand avenue, Page place, 56th road, Maspeth, Borough of Queens (Block 2600, Lot 200); (Employment Office, Toilet and Locker Rooms), Maspeth, Borough of Queens, N.B. 20-43 and N.B. 21-43.

149-43-A—H.B.Q.—47-19 Grand avenue, entire bounded by Grand avenue, Page place, 56th road, Maspeth, Borough of Queens (Block 2600, Lot 200); (Room), Maspeth, Borough of Queens, Alt. 134-43.

CALENDAR

Restored to Calendar

APRIL 6, 1943, 10 A. M.

2-A—F.D.—273 Water street, southeast side, 77 ft. of Dover street (Block 107, Lot 48), Borough of Manhattan, Decision re 29222-L.C.

22-BZ—H.B.B.—204-210 Saratoga avenue and 29-37 1 street, northwest corner (Block 1531, Lot 38), Borough of Brooklyn, Alt. 2132-42.

2-A—H.B.Q.—31-81 Steinway street, east side, 100 North of Broadway (Block 678, Lot 9), Astoria, Borough of Queens, Alt. 564-42.

DESIGNATIONS: H.B.—Department of Housing and Buildings; B.—Department of Housing and Buildings, Brooklyn; H.B.M.—Department of Housing and Buildings, Manhattan; H.B.Q.—Department of Housing and Buildings, Queens; H.B.R.—Department of Housing and Buildings, Richmond; H.B.Bx.—Department of Housing and Buildings, Bronx; H.D.—Health Department, and F.—Fire Department.

RULES

Last Publication in Bulletin

and Cements, Rules for Testing and Use of	Nov. 24, 1942—Vol. 27, No. 47
Carbon Dioxide Liquefier, Rules	Mar. 10, 1942—Vol. 27, No. 10
Certificates of Occupancy, approved form	Nov. 25, 1941—Vol. 26, No. 47
Concrete Flat Slabs, Rules	July 13, 1937—Vol. 22, No. 28
Concrete Masonry Units, Rules for Manufacture, Testing and Use	June 24, 1941—Vol. 26, No. 25
Concrete Rules (Hydrated Lime)	Aug. 3, 1937—Vol. 22, No. 31
Door Rules	Mar. 3, 1936—Vol. 21, No. 9
Door Rules (Revolving Doors)	June 15, 1937—Vol. 22, No. 24
Exit Rules	Feb. 2, 1943—Vol. 28, No. 5
Alarm Rules (Interior)	Apr. 7, 1942—Vol. 27, No. 14
Drill Rules	Jan. 26, 1943—Vol. 28, No. 4
Resistive, Flameproof Materials, etc., Rules for Testing of	Jan. 19, 1943—Vol. 28, No. 3
Retarding Rules for Garages, etc.	Dec. 16, 1941—Vol. 26, No. 50
Roof Wood, Testing of	Apr. 13, 1937—Vol. 22, No. 15
Garages, Ruling for	Jan. 21, 1919—Vol. 4, No. 3
Welding and Gas Cutting Rules	Jan. 5, 1943—Vol. 28, No. 1
Shut-Off Rules	Apr. 7, 1925—Vol. 10, No. 14
Way Protection	June 5, 1928—Vol. 13, No. 23
Putting Fibre Board Rules	Mar. 23, 1943—Vol. 28, No. 12
Turner Rules	Sept. 1, 1942—Vol. 27, No. 32
Protective Assemblies, Rules for Inspection of	July 28, 1942—Vol. 27, No. 30
Varnish and Lacquer Spray- ing Rules	Sept. 8, 1942—Vol. 27, No. 36
Arm Trucks, Specifications for	Nov. 24, 1936—Vol. 21, No. 47
ing Rules	Aug. 3, 1937—Vol. 22, No. 31
ing Rules (Submerged Inlets; Protective Methods to Prevent Contamination of Water Supply)	Dec. 15, 1942—Vol. 27, No. 50
ature, Rules of	Sept. 7, 1937—Vol. 22, No. 36
erating Systems, Extract A.C.	Aug. 26, 1941—Vol. 26, No. 34
ing in Factories, Rules for	Jan. 12, 1943—Vol. 28, No. 2
ider Rules	June 29, 1937—Vol. 22, No. 26
pipe Fireline Rules	June 8, 1937—Vol. 22, No. 23
tural Alterations, Reporting	June 7, 1932—Vol. 17, No. 23
n Trucks, Fuel Oil, etc.	Nov. 24, 1936—Vol. 21, No. 47
n Trucks, Gasoline, etc.	Nov. 24, 1936—Vol. 21, No. 47
ar Glass Rules (Amendment to Rule 505 of Industrial Code)	Apr. 10, 1923—Vol. 8, No. 15

LIST OF APPROVED APPLIANCES

Last Publication in Bulletin

Siphon Valves	Nov. 25, 1941—Vol. 26, No. 47A
ne Hose Valves	Nov. 25, 1941—Vol. 26, No. 47A
Oil Burners for Domestic and Commercial Use	Nov. 25, 1941—Vol. 26, No. 47A
Oil Pipe Terminals	Nov. 25, 1941—Vol. 26, No. 47A
Oil Burners for Industrial Use	Nov. 25, 1941—Vol. 26, No. 47A
Oil Pumps	Nov. 25, 1941—Vol. 26, No. 47A
seaters	Nov. 25, 1941—Vol. 26, No. 47A
i, Varnish and Lacquer Spray- ing equipment	Nov. 25, 1941—Vol. 26, No. 47A
Oil Burners and Space heaters	Nov. 25, 1941—Vol. 26, No. 47A
um Breakers	Nov. 10, 1942—Vol. 27, No. 45

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning April 6, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

669-42-BZ—Application, September 11, 1942, under sections 7f and 21 of the zoning resolution, of Wing Holding Corporation, applicant and owner, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles; premises 40-11 Skillman avenue, north side, 545.51 ft. west of 43rd street (Block No. 183, Lot No. 290), Long Island City, Borough of Queens.

284-42-BZ—Application, April 7, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of North American Oil Corporation, owner (Matt David, lessee), to permit in a business use district, upon a plot occupied as a gas station and individual garages, the erection and maintenance of a building to be occupied as a garage for more than five (5) motor vehicles, lubritorium, dressing rooms and office and the use of the remainder of the plot as a gasoline service station; premises 1672-1680 86th street, southeast corner of Bay 14th street (Block No. 6365, part of Lot No. 33), Borough of Brooklyn.

910-42-BZ—Application, December 30, 1942, under sections 21 and 7e of the zoning resolution of Edmund T. See, applicant, on behalf of Brooklyn Trust Co. (Certificate Trustee), owner, to permit in a business use district, the maintenance for not more than two years and the conversion of occupancy of an existing building, from garage, show room and work room to a welding plant; premises 2801 West 8th street, 641 Sheepshead Bay road, northeast corner and 644 Neptune avenue (Block 7270, Lot 14), Borough of Brooklyn.

479-42-BZ—Application, June 16, 1942, under sections 7h, 7c and 21 of the zoning resolution, of Arnold W. Lederer, applicant, on behalf of J. A. S. Holding Corp., owner, to permit partly in a business use district and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 2522-2530 (2528-2532 displayed) Tilden avenue, south side, 100 ft. west of Veronica place (Block 5136, Lots 10-12), Borough of Brooklyn.

627-39-BZ—Application, May 16, 1939, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Gulf Oil Corporation, owner, to permit in a business use district, the parking and storage of more than five motor vehicles on an existing gasoline service station; premises 2642-2666 Fulton street, 37-43 Pennsylvania avenue, southeast corner and 108-112 New Jersey avenue (Block 3670, Lot 18), Borough of Brooklyn.

429-37-BZ—Application of Morris Roth, applicant and owner, reopened February 2, 1943, under sections 7a, 7c and 21 of the zoning resolution, to permit partly in a business use and partly in a residence use district, the conversion of occupancy of a frame building to a stable for more than five horses; premises 47-11 108th street, northeast corner of 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens.

Appeal from Administrative Decision.

45-43-A—47-11 108th street, northeast corner of 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens.

HARRIS H. MURDOCK, *Chairman.*

CALENDAR

APRIL 6, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, April 6, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Application.

617-42-BZ—Application, August 12, 1942, under section 7c of the zoning resolution, of John F. Payne, applicant, on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the erection and maintenance of a new accessory (lubritorium) building on an existing gasoline service station; premises 1979 East 177th street, northwest corner of Pugsley avenue (Block No. 3794, Lot No. 50), Borough of The Bronx.

Appeals from Administrative Decisions.

13-43-A—4517 Surf avenue, east side, 100 ft. north of Neptune avenue (Block 7824, Lot 138), Borough of Brooklyn.

75-43-S—79-83 Washington street, east side, 96 ft. 5 in. north of York street (Block 51, Lot 1), Borough of Brooklyn.

41-43-A—142-164 Cherry street, 24-42 Monroe street and 57-77 Market street, west side, entire block (Block 253, Lots 15-47 and part of Lots 77 and 19-94), Borough of Manhattan.

407-42-A—31-81 Steinway street, east side, 100 ft. north of Broadway (Block 678, Lot 9), Astoria, Borough of Queens (reopened and restored to calendar, March 30, 1943; previously dismissed for lack of prosecution; request to reopen, withdrawn).

816-42-A—64-06 60th avenue, south side, 43.63 ft. east of 64th street (Block 2760, Lot 11), Maspeth, Borough of Queens.

84-43-A—697-701 Greenwich street and 259-263 West 10th street, northeast corner (Block 631, Lot 30), Borough of Manhattan.

59-43-A—2413-2435 Pacific street, north side, 200 ft. east of Sackman street (Block 1437, Lot 46), Borough of Brooklyn.

Appliance for Approval.

102-43-SA—R. W. No. 1403 Elevator Interlocking Device.

HARRIS H. MURDOCK, *Chairman.*

APRIL 13, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning April 13, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

801-42-BZ—Application, November 16, 1942, under section 21 of the zoning resolution, of Harry Hurwit, applicant, on behalf of Morris Newman, owner, to permit in a residence use and also C area district, the maintenance of a building (play room) which was erected without providing the required rear yard; premises 3426 Barker avenue, east side, 38 ft. 6 in. south of Duncomb avenue (Block 4627, Lot 12), Borough of The Bronx.

802-42-BZ—Application, November 16, 1942, under section 21 of the zoning resolution, of Harry Hurwit, applicant, on behalf of Harry Klein, owner, to permit in a residence use and also C area district, the maintenance of a building (play room) which was erected without providing the required rear yard; premises 3428 Barker avenue, east side, 18 ft. 6 in. south of Duncomb avenue (Block 4627, Lot 112), Borough of The Bronx.

181-40-BZ—Application, February 16, 1940, under section 7h of the zoning resolution, of Henry C. Brucker, applicant on behalf of Viegum Realty Corporation, owner (David Schaller, lessee), to permit partly in a business use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles on premises 71-43 Cypress Hills street, east side, 80 ft. north of Myrtle avenue (Block 3675, part of Lot 17), Ridgewood, Borough of Queens.

890-42-BZ—Application, December 16, 1942, under section 7c of the zoning resolution, of William V. McDevitt, applicant, on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit partly in a business use and partly in an unrestricted use district, the alteration and extension of an accessory building (used as office, lubritory, car washing, brakes and repairs) located upon a plot occupied as a gasoline service station and also upon the unrestricted portion of the plot used for parking more than five motor vehicles; premises 378-394 Coney Island avenue, 86-90 Kern place, southwest corner and 843-849 Caton avenue, northwest corner of Coney Island avenue (Block 5322, Lots 84 and 84) (Lot 84 was formerly Lots 84 and 85), Borough of Brooklyn.

110-43-BZ—Application, March 12, 1943, under section 21, 7b and 7c of the zoning resolution, of Slee and Bryson, applicants, on behalf of Fidelity Mutual Life Insurance Company, owner (E. Tosse and Company, Inc., lessee of front portion of second floor); to permit partly in a business use and partly in a residence use district, the alteration and conversion of occupancy of the 2nd story of an existing building from class rooms (of an annex to a public high school) to a factory and also to permit the location of an exit door (from uses other than residence) located in an adjoining a residential zone—contrary to section 7A of the Zoning Resolution; premises 6214-6224 Fourth and 365-3663rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn.

137-26-BZ—Application of Arnold W. Lederer and James W. McGrath, applicants, on behalf of Rose Morizio, owner, reopened June 10, 1941, under sections 7f, 7c and 21 of the zoning resolution, to permit for a stated term of years partly in a business use and partly in a residence use district, the erection and maintenance of an extension to an existing garage for more than five motor vehicles; premises 8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn.

Appeals from Administrative Decisions.

86-42-A—8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn (under section 36, General City Law—recreation of building fronting only on a private right of way not on the city map).

111-43-S—6214-6224 Fourth avenue and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn.

112-43-A—6214-6224 Fourth avenue and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

APRIL 13, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, April 13, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Appeals from Administrative Decisions.

764-42-A—9-11 Dutch street, west side, 127 ft. south of Fulton street (Block 78, Lot 24), Borough of Manhattan.

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7-42-A—413-419 Kent avenue and 27-35 South 8th street, northeast corner (Block 2129, Lot 1), Borough of Brooklyn.

Appliances for Approval.

7-42-SA—Otis Interlock 6690A for Bi-Parting Vertical Distway Doors.

7-42-SA—Otis Interlock 6690B for Bi-Parting Vertical Distway Doors.

APRIL 27, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning April 27, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

6-22-BZ—Application of Tobias Goldstone, applicant, on behalf of Rubar Realty Corporation, owner, reopened March 30, 1943 for consideration re amendment of resolution—re Application, previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the alteration and change of use of a building from public garage for more than five motor vehicles to a newspaper distributing station, which will include the storage of more than five motor vehicles; premises 204-210 Katoga avenue and 29-37 Hull street, northwest corner (Block 1531, Lot 38), Borough of Brooklyn.

7-42-BZ—Application, March 25, 1942, under section 7c of the zoning resolution, of La Bella Service Station, Inc., applicant and owner, to permit in an unrestricted use district, the erection and maintenance of a gasoline service station having exits and entrances within 200 ft. of entrances or exits to a school; premises 291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

Appeal from Administrative Decision.

881-40-A—291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

MAY 4, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning May 4, 1943, at 10 o'clock in Room 1013, Municipal Building Manhattan, on the following matters:

Zoning Application.

987-41-BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kiesewetter, applicant, on behalf of The Texas Company, owner, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station; premises 736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn.

Appeal from Administrative Decision.

792-42-A—796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn, Misc. 8575-41.

HARRIS H. MURDOCK, *Chairman.*

JUNE 15, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, June 15, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

Appeal from Administrative Decision.

746-42-A—241 West 72nd street, north side, 280 ft. 5½ in. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

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BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

TUESDAY MORNING, MARCH 30, 1943.

Present: Chairman Murdock, Commissioners Savage and Gunn and Deputy Chief Gunn.

The minutes of the regular meetings of the Board held Tuesday morning, March 23, 1943, and Tuesday afternoon, March 23, 1943, were approved as printed in Bulletin No. 13, Volume 28.

ZONING CASES

6-26-BZ

APPLICANT—Arnold W. Lederer and James W. McGrath, for Rose Morizio, owner.

SUBJECT—Application reopened June 10, 1941 (decision of the borough superintendent) under section 7f, 7c and 21 of the zoning resolution, to permit for a stated term of years, partly in a business use and partly in a residence use district, the erection and maintenance of an extension to an existing garage for more than five motor vehicles.

PREMISES AFFECTED—8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn.

APPEARANCES—

For Applicant: Arnold W. Lederer, Anton Gronich and Rose Morizio.

For Opposition: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Laid over to April 13, 1943 at 10 A. M. for further consideration and decision by the Board.

429-37-BZ

APPLICANT—Morris Roth, owner.

SUBJECT—Application reopened February 2, 1943 (decision of the acting borough superintendent) under sections 7a, 7c and 21 of the zoning resolution, to permit partly in a business use and partly in a residence use district, the conversion of occupancy of a frame building to a stable for more than five horses.

PREMISES AFFECTED—47-11 108th street, northeast corner of 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens.

APPEARANCES—

For Applicant: Morris Roth and C. Gordon Lamude.

For Opposition: Joseph H. Gellman.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Laid over to April 6, 1943 at 10 A. M. for decision by the Board. No further argument.

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987-41-BZ

APPLICANT—Louis A. Kiesewetter, for Texas Company, owner.

SUBJECT—Application (re decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station.

PREMISES AFFECTED—736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block 4675, Lot 6), Borough of Brooklyn.

APPEARANCES—

For Applicant: Joseph B. Lynch.

For Opposition: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Laid over to May 4, 1943 at 10 A. M. on request of applicant's representative.

243-42-BZ

APPLICANT—La Bella Service Station, Inc., owner.

SUBJECT—Application (decision of the borough superintendent) under section 21 of the zoning resolution, to permit in an unrestricted use district, the erection and maintenance of a gasoline service station having exits and entrances within 200 ft. of entrances or exits to a public school.

PREMISES AFFECTED—291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

APPEARANCES—

For Applicant: William S. Overend and Alfred A. Lama.

For Opposition: None.

For Administration: W. J. Carmel, Dept. of Investigation, Morris Hannes and Fred Dahlem, Dept. of Housing and Buildings and Gustave Goldman, Board of Education.

ACTION OF BOARD—Laid over to April 27, 1943 at 10 A. M. for consideration and decision by the Board.

801-42-BZ

APPLICANT—Harry Hurwit, for Morris Newman, owner.

SUBJECT—Application (decision of the acting borough superintendent) under section 21 of the zoning resolution, to permit in a residence use and also C area district, the maintenance of a building (play room) which was erected without providing the required rear yard.

PREMISES AFFECTED—3426 Barker avenue, east side, 38 ft. 6 in. south of Duncomb avenue (Block 4627, Lot 12), Borough of The Bronx.

APPEARANCES—

For Applicant: Harry Hurwit.

For Opposition: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings and Gustave Goldman, Board of Education.

ACTION OF BOARD—Laid over to April 13, 1943 at 10 A. M. for further consideration by the Board.

802-42-BZ

APPLICANT—Harry Hurwit, for Harry Klein, owner.

SUBJECT—Application (decision of the acting borough superintendent) under section 21 of the zoning resolution, to permit in a residence use and also C area district, the maintenance of a building (play room) which was erected without providing the required rear yard.

PREMISES AFFECTED—3428 Barker avenue, east side, 18 ft. 6 in. south of Duncomb avenue (Block 4627, Lot 112), Borough of The Bronx.

APPEARANCES—

For Applicant: Harry Hurwit.

For Opposition: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings and G. Goldman, Board of Education.

ACTION OF BOARD—Laid over to April 13, 1943 at 10 A. M. for consideration by the Board.

330-22-BZ

APPLICANT—Allen A. Blaustein, for 1663 East 17th Street Corporation, owner.

SUBJECT—Application reopened February 9, 1943 (decision of the borough superintendent) under sections 7a, 7b, 7c and 21 of the zoning resolution, to permit partly in a business use and partly in a residence use district, the alteration and conversion of occupancy of a three story theatre and stores building (previously granted by the Board to a one story stores building).

PREMISES AFFECTED—1663-1669 East 17th street, east side, 57 ft. 2½ in. south of Kings Highway (Block 6780, Lot 55), Borough of Brooklyn.

APPEARANCES—

For Applicant: Allen A. Blaustein, Samuel Freedman and Irwin Stern.

For Opposition: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application granted on condition of THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

Negative

THE RESOLUTION (330-22-BZ)

WHEREAS, this application, permitting partly in a business use district and partly in a residence use district, the erection and maintenance of a building, partly used for business purposes, affecting premises 1665 East 17th street, Borough of Brooklyn, was granted by the Board on May 2, 1922, on certain conditions, resolution amended on June 27, 1922 and April 5, 1938; and

WHEREAS, an application was made, to permit the change of occupancy to stores and motion picture theatre, affecting premises 1663-1669 East 17th street, east side, 57 ft. 2½ in. south of Kings Highway (Block 6780, Lot 55), Borough of Brooklyn, and such application was granted by the Board on January 28, 1941, on certain conditions; and

WHEREAS, the present applicant requested a reopening on a new proposal—to permit the alteration and conversion of occupancy of a three story theatre and stores building to a one story stores building; and

WHEREAS, this case was reopened by vote of the Board on February 9, 1943, subject to usual procedure; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting March 30, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Kings Highway is in a business use district; Quentin road is in a residence use district; East 17th street is in a residence and business use district; and East 18th street is in a residence and business use district; and

WHEREAS, the decision of the borough superintendent of Applic. 3935-40, dated January 6, 1943, reads:

"1. The original building at this location was erected under a variance granted by the Board of Standards and Appeals under Cal. 330-22-BZ as building

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and proposed extension on the first floor are partly in a business and partly in a residence use district, the proposed use as stores is contrary to Art. II, Sect. 3 of the zoning resolution."

WHEREAS, the amended decision of the borough superintendent on Alt. Applic. 3935-40, dated March 12, 1943, is:

"1. The original building at this location was erected under a variance granted by the Board of Standards and Appeals under Cal. 330-22-BZ. As building and proposed extension on the first floor are partly in a business and partly in a residence use district, that part of proposed extension which projects into the residence use district is contrary to Art. II, sect. 3 of the zoning resolution.

2. As part of lot is back to back with interior lot No. 31 facing on E. 18th St., a rear yard 10 ft. 0" in depth and 40 ft. 0" in width is required for the S.E. portion of lot #55, in accordance with Sect. 13 of the Zoning Resolution."

WHEREAS, the amended decision of the borough superintendent on Alt. Applic. 3935-40, dated March 27, 1943, is:

"1. The original building at this location was erected under a variance granted by the Board of Standards and Appeals under Cal. 330/22-BZ. As building and proposed extension are partly in a business and partly in a residence use district, that part of proposed extension which extends into the residence use district is contrary to Art. II, Sect. 3 of the Zoning Resolution.

2. Proposed re-arrangement of present show windows and doors facing on East 17th St. on building located partly in a business use district and partly in a residence use district is questioned as to conformity with Sec. 7A of the Zoning resolution. Denied."

WHEREAS, the applicant states that the premises consist of a plot of ground having a frontage of 71 ft. and depth of 100 ft.; that upon the plot there is located a one story and basement, Class 3 building, having a stage of 60 ft. and a depth of 90 ft.; that the northerly part of the building is in a business use district and the remainder is in a residence use district and the building occupied (according to Certificate of Occupancy No. 1, issued Feb. 27, 1926): basement—bowling alley, dining and storage; 1st story, stores and library; 2nd story—auditorium and court room; 3rd story, meeting room; that on January 28, 1941, the Board granted the extension and conversion of occupancy of the building to motion picture theatre and stores; that the work is not completed; that it is proposed to remove the two upper stories of the building, to extend the area of the basement to the first stories of the building, as shown on plans filed with this application, and to use the first story for two (2) stories and the basement for storage and heating and that proposed also, to omit part of the rear yard required by the zoning resolution; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise its discretion to grant under section 7c of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution and that the application be and it hereby is granted under section 7c of the zoning resolution, to permit the reconstruction of the existing building substantially as indicated on revised plan filed with the Board marked "Received March 17, 1943," except that the portion of the rear yard within the residence use district shall be built over; that the side yard to the south shall be used for exit purposes only and not for the delivery

of merchandise; that the northerly side yard may be built over to a height of one story generally as proposed; that all construction above the first story shall be removed and a new roof constructed at the new height; that a variance of Section 7a is also hereby granted, to permit the proposed show windows and entrances substantially as shown on such drawing marked "Received March 17, 1943," in view of the presently existing show windows and entrances; that complete working drawings shall be submitted to the Board for approval before same are filed with the borough superintendent; that such plans shall also show the section and elevation of the building and proposed signs and any construction proposed beyond the building line; that such plans shall be filed within thirty (30) days from the date of this action; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that this resolution shall supersede all previously adopted resolutions; that all permits shall be obtained and all work completed within one year from the date of this action.

641-30-BZ

APPLICANT—Colonial Beacon Oil Co. (lessee), for Henry Merkel and Albert Merkel, owners.

SUBJECT—Application reopened November 10, 1942, (decision of the borough superintendent) under section 7f of the zoning resolution, to permit in a business use district, for a term of two years, the extension and also the maintenance, as extended, of a gasoline service station (previously acted upon by the Board).

PREMISES AFFECTED—207-02 to 207-06 Hillside avenue, southeast corner of 207th street (Block 10582, Lots 1 and 3), Bellaire, Borough of Queens.

APPEARANCES—

For Applicant: Joseph B. Lynch and Joseph D. Lober.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings, and Gustave Goldman, Board of Education.

ACTION OF BOARD—Application denied.

THE VOTE TO GRANT—

Affirmative 0

Negative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gumm... 4

THE RESOLUTION (641-30-BZ)

WHEREAS, this application, permitting partly in a business use and partly in a residence use district, the erection and maintenance of a gasoline service station for a temporary period, affecting premises 207-06 Hillside avenue, south side, 41 ft. east of 207th street (Block 10582 Lot 3), Queens Village, Borough of Queens, was granted by the Board on May 5, 1931, for a temporary term of two years, permit extended May 2, 1933, May 28, 1940 and April 28, 1942; and

WHEREAS, the applicant requested a reopening on a new proposal, which included the use of the premises to be extended to include Lot 1; and

WHEREAS, this case was reopened by vote of the Board on November 10, 1942, subject to usual procedure; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting March 30, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Hillside avenue is in a business use district; 207th street is in a residence and business use district; and 208th street is in a residence and business use district; and

WHEREAS, the decision of the borough superintendent on Misc. Applic. 328-42, dated September 30, 1942, reads:

"1. The extension of an existing gasoline service station located within a business district, is contrary to Art. II, §4 Building Zone Resolution."

and

MINUTES

WHEREAS, the applicant states that the premises consist of a plot of ground having a frontage of 102.6 ft. on Hillside avenue; 91.4 ft. on 207th street and a distance of 100 ft. along the southerly lot line and occupied as a gasoline service station; that upon the plot there is a metal shed, 20 ft. by 30 ft. in area—occupied as a lubritorium and also a 15 ft. by 15 ft. office and it is proposed to maintain these two buildings; that the gasoline station previously granted by the Board has a frontage of 61.6 ft. on Hillside avenue, a distance of 100.7 ft. along the westerly lot line and 114.4 ft. along the easterly lot line; that this gasoline service station was granted for a temporary period which expires on April 28, 1944; that it is proposed to extend the area of this gasoline station, by including an area having a frontage of 41 ft. along Hillside avenue and 91.4 ft. along 207th street and that it is proposed to use the additional area as a gasoline service station for a term of two years; and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that there was no justification for the exercise of discretion to grant a zoning variance under Section 7, subdivision f, of the zoning resolution.

Resolved, that the decision of the Borough Superintendent on Misc. Applic. 328-42, Objection 1, be and it hereby is *affirmed* and that the application be and it hereby is *denied*.

105-42-BZ

APPLICANT—John Joseph Carroll, for John Tague, owner (David Glass, Inc., lessee).

SUBJECT—Application (decision of the borough superintendent) under section 7c of the zoning resolution, to permit partly in a business use and partly in a residence use district, the conversion of occupancy of an existing garage building to wholesale groceries sales and storage.

PREMISES AFFECTED—163-165 Washington avenue, east side, 140 ft. north of Myrtle avenue and 132-140 Hall street, west side, 80 ft. north of Myrtle avenue (Block 1890, Lots 4 and 82), Borough of Brooklyn.

APPEARANCES—

For Applicant: John J. Carroll, John Tague and Philip Tague.

For Opposition: Anna Betts, Jennie Appleton, Alba Lusardi, Nadine D. Peterson, Anne Beverly and Angela Carini.

For Administration: Fred Dahlem, Dep't of Housing and Building.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn. . . 4
Negative 0

THE RESOLUTION (105-42-BZ)

WHEREAS, John Joseph Carroll, for John Tague, owner (David Glass, Inc., lessee), filed February 3, 1942, an application under section 7c of the zoning resolution, to permit partly in a business use and partly in a residence use district, the conversion of occupancy of an existing garage building to wholesale groceries sales and storage; premises, 163-165 Washington avenue, east side, 140 ft. north of Myrtle avenue and 132-140 Hall street, west side, 80 ft. north of Myrtle avenue (Block 1890, Lots 4 and 82), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting, March 30, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Washington avenue is in business, residence and unrestricted use districts; Hall street is in residence, business and unrestricted use districts; and Myrtle avenue is in a business use district; and

WHEREAS, the decision of the borough superintendent on Alt. Applic. No. 4078-41, dated January 14, 1943, reads:

"1. Proposed change of occupancy in a building proved for a non-conforming use under Cal. 1152-24-BZ and 389-25-BZ to be referred to the Board of Standards and Appeals for consideration.

"As premises are located partly in a business use district and partly in a residence use district, proposed occupancy, wholesale groceries, sale and storage, is contrary to Art. II, §3 of the Zoning Resolution."

and

WHEREAS, the applicant states that the existing building is one story high, of Class 3 construction, having a frontage of 104 ft. on Hall street and 40 ft. on Washington avenue with a depth of 200 feet, irregular; that the southerly portion of the building extends into a business use district a distance of 20 feet; the remainder of the building is in a residence use district and that it is proposed to convert occupancy of the existing garage for more than five motor vehicles (previously granted by the Board), to wholesale groceries sale and storage; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper exercise in which to exercise its discretion to grant under section 7c of the zoning resolution.

Resolved, that the Board of Standards and Appeals hereby make a variation in the application of the zoning regulations of the zoning resolution and that the application be and it hereby is *granted* under section 7c thereof to permit the use of the buildings as proposed within the residence use area, to be occupied in conjunction with portions in the business use area for the storage and sale of wholesale groceries, on condition that all deliveries shall be made from Washington avenue only; that no deliveries shall be made from Hall street; that the doors from Hall street shall be for human exit only and shall be reduced in size so as not to exceed 3 ft. 6 in. in width, thereby precluding the entrance of trucks; that all signs and extensions beyond the building line facing Hall street shall be removed, including awnings; that no construction shall be permitted beyond the building line of Washington avenue and no obstruction on the sidewalk shall be permitted; that openings may be constructed in the walls between the three sections, provided such openings are protected with legally approved lawful fire doors; that no openings shall be constructed in the wall adjoining upon the residential use area toward the north; that portable fire-fighting appliances shall be maintained as directed by the fire commissioner shall direct; that this resolution supersede all previous resolutions; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that all permits required shall be obtained and all work completed within six months from the date of this resolution.

787-42-BZ

APPLICANT—Frank C. Keller, for Peerless Realty Corporation, owner.

SUBJECT—Application (decision of the borough superintendent) under sections 21 and 7e of the zoning resolution, to permit in a business use district, for a term of two years, the use of an existing building for baling paper and rags and storage of metal.

PREMISES AFFECTED—117-05 122nd street, east side, 100 ft. south of Rockaway boulevard (Block 11, Lot 36), Ozone Park, Borough of Queens.

APPEARANCES—

For Applicant: Frank C. Keller.

For Opposition: Margaret Farrenkopf.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application denied.

THE VOTE TO GRANT—

Affirmative
Negative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

MINUTES

THE RESOLUTION (787-42-BZ)

WHEREAS, Frank C. Keller, for Peerless Realty Corporation, owner, filed November 10, 1942, an application under sections 21 and 7e of the zoning resolution, to permit a business use district, for a term of two (2) years, the use of an existing building for baling paper and rags and storage of metals; premises: 117-05 122nd street, east side, 100 ft. south of Rockaway boulevard (Block 11715, Lot 36), One Park, Borough of Queens; and

WHEREAS, a public hearing was held on this application before the Board of Standards and Appeals at its regular meeting on March 30, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Rockaway boulevard is in business and residence use districts; 122nd street is in business and residence use districts and 122nd place is in a business use district; and

WHEREAS, the decision of the borough superintendent, dated November 10, 1942, re Alt. Applic. 1255-42, reads:

"The use of these premises located within a business use district for the baling of papers and rags is contrary to Art. 2, Section 4, subd. 20 of the Building Zone Resolution. Not further considered."

WHEREAS, the applicant states that the existing building is one story (16 ft.) in height, of frame construction, having a frontage of 45 ft. and a depth of 100 ft. and that it is proposed to use the existing frame building for a term of two (2) years, for baling paper and rags and storage of metals; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that there was no justification for the exercise of its discretion to grant a variance under section 7e of the zoning resolution and that the applicant had failed to establish a basis of appeal under section 7e thereof, practical difficulties and unnecessary hardship. *Resolved*, that the decision of the borough superintendent re Alt. Applic. 1255-42, be and it hereby is *affirmed* and that the application be and it hereby is *denied*.

APPEALS FROM ADMINISTRATIVE DECISIONS

8-40-A

APPLICANT—LaBella Service Station, Incorporated, owner, Ferdinand F. Scherpich, attorney for Edward Lamber and Florence Scherpich and Sidney B. Fisher, attorney for Amelia Walter, holders of first mortgage.

SUBJECT—Appeal from decision of the borough superintendent.

PREMISES AFFECTED—291-301 Metropolitan avenue, northwest corner of Roebbling street (Block 2353, Lot 13), Borough of Brooklyn.

APPEARANCES—

For Applicant: William S. Overend and Alfred A. Lama.

For Administration: W. J. Carmel, Dep't of Investigation, Morris Hannes and Fred Dahlem, Dep't of Housing and Buildings, and Gustave Goldman, Board of Education.

ACTION OF THE BOARD—Laid over to April 27, 1943, at 10 A. M. for consideration and decision by the Board.

6-2-A

APPLICANT—Arnold W. Lederer, for Rose Morizio, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn. (Under section 36, General City Law—re erection of building fronting only on private right-of-way not on city map.)

APPEARANCES—

For Applicant: Arnold W. Lederer, Anton Gronich and Rose Morizio.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to April 13, 1943 at 10 A. M., for further consideration and decision by the Board.

792-42-A

APPLICANT—Louis A. Kiesewetter, for Texas Company, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block 4675, Lot 6), Borough of Brooklyn.

APPEARANCES—

For Applicant: Joseph B. Lynch.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to May 4, 1943 at 10 A. M. on request of applicant's representative.

45-43-A

APPLICANT—Morris Roth, owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—47-11 108th street, northeast corner of 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens.

APPEARANCES—

For Applicant: Morris Roth and C. Gordon Lamude.

For Opposition: Joseph H. Gellman.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to April 6, 1943 at 10 A. M. for decision by the Board. No further argument.

Adjourned: 1:20 P. M.

JOSEPH J. DOYLE, Chief Clerk.

REGULAR MEETING

TUESDAY AFTERNOON, MARCH 30, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

ZONING CASES

1076-22-BZ

APPLICANT—Tobias Goldstone, for Rubar Realty Corporation, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Application (decision of the borough superintendent) previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the alteration and change of occupancy of a building from public garage for more than five motor vehicles to public garage for more than five motor vehicles and a newspaper distributing station, which will include the storage of more than five motor vehicles.

MINUTES

PREMISES AFFECTED—204-210 Saratoga avenue and 29-37 Hull street, northwest corner (Block 1531, Lot 38), Borough of Brooklyn.

APPEARANCES—

For Applicant: Tobias Goldstone.

For Administration—Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and set for hearing April 27, 1943 at 10 A. M.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

122-31-BZ

APPLICANT—Nathan Slewett, for Andrew N. Miller, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Application (decision of the superintendent of buildings) previously granted on condition, under section 7f of the zoning resolution, for a temporary term of two years, the erection and maintenance of a gasoline service station.

PREMISES AFFECTED—141-09 Lincoln avenue, northwest corner of 142nd street (Block 1122, Lot 134), South Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: Nathan Slewett.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (122-31-BZ)

WHEREAS, this application, permitting in a business use district, the erection and maintenance of a gasoline service station, affecting premises 141-09 Lincoln avenue, northwest corner of 142nd street (Block 1122, Lot 134), South Jamaica, Borough of Queens, was granted by the Board on October 8, 1931, the resolution reading as follows:

“Resolved, that the Board of Standards and Appeals does hereby make a variation in the use district regulation of the building zone resolution, and that the application be and it hereby is granted for a temporary period of two years, on condition that the underside of the second story floor shall be fire retarded in accordance with the rules of the Board of Standard and Appeals; that all pumps installed on the premises shall be set back not less than 10 ft. from the building line; that the present unpierced masonry wall along the westerly lot line, running through from 109th avenue to Lincoln avenue shall remain; there shall be constructed along the 142nd street and Lincoln avenue building lines a concrete curbing not less than 12 in. in height with but two openings, both located on the 142nd street frontage; said openings for driveways shall be not more than 12 ft. wide each, curb cuts directly in front of said openings to be not more than 14 ft. wide each; any accessory use conducted on the premises shall be located near the westerly lot line of the premises; any advertising signs shall be confined to the illuminated globes of the pumps or the facade at the elevation of floor of the second story, 142nd street frontage; all permits required shall be obtained within six months and all work completed within one year from the date of this action; that all requirements of the building code and the code of ordinances shall otherwise be complied with in all respects.”

and

WHEREAS, this resolution was amended by the Board March 29, 1932, the resolution reading as follows:

“Resolved, that the Board of Standards and Appeals does hereby make a variation in the use district regulations of the building zone resolution, and that the application be and it hereby is granted for a temporary period of two years, on condition that the underside of the second story floor shall be fire retarded in accordance with the rules of the Board of Standards and Appeals that all pumps installed on the premises shall be set back not less than 10 ft. from the building line; that the present unpierced masonry wall along the westerly lot line, running through from 109th avenue to Lincoln avenue shall remain; there shall be constructed along the 142nd street and Lincoln avenue building lines a concrete curbing not less than 12 in. in height with openings on the 142nd street frontage and one on the Lincoln avenue frontage; said openings for driveways shall be not more than 12 ft. wide each, curb cuts directly in front of said openings to be not more than 12 ft. wide each; any accessory use conducted on the premises shall be located near the westerly lot line of the premises; any advertising signs shall be confined to the illuminated globes of the pumps or the facade at the elevation of floor of the second story, 142nd street frontage; all permits required shall be obtained by October 8, 1932, and all work completed within one year from October 8, 1931; that all requirements of the building code and the code of ordinances shall otherwise be complied with in all respects.”

and

WHEREAS, on September 26, 1933, the permit was extended for a term of two years from October 8, 1933; and

WHEREAS, the permit was further extended on March 15, 1936, March 15, 1938, March 5, 1940 and February 17, 1942, and

WHEREAS, the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals hereby amend the resolution of October 8, 1931, as amended through February 17, 1942, by adding thereto:

“that in the event the owner desires to install 550-gallon tanks instead of four and two dispersing pumps instead of four, the requirements of this resolution may be deemed still to apply; that the above requirement that the westerly wall of the premises shall not be punctured shall apply only to the height of the first story of such wall; that the above requirement that a concrete curb at the building line shall be maintained may be deemed inapplicable, provided the opening on Lincoln avenue do not exceed one 22 ft. in width and one 28 ft. 6 in. in width to 142nd street instead of two openings not to exceed 12 ft. in width; that the floor beams and floor at the first tier level may be omitted, provided the gasoline selling area is covered; that any boiler room installed in the cellar shall be constructed of fireproof construction and entered only from the exterior.”

3-37-BZ

APPLICANT—Henry G. Steinmetz, for John A. Steinmetz, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the commissioner of buildings) previously granted on condition, under section 7h of the zoning resolution, permitting partly in an unrestricted use and partly in a business use district, for a term of two years, the occupancy of a plot of ground for parking and storage of more than five motor vehicles.

PREMISES AFFECTED—2825 Bailey avenue, west of 205.33 ft. north of West Kingsbridge road (Block 3264, Lot 38), Borough of The Bronx.

MINUTES

APPEARANCES—

For Applicant: Herman Kues.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF THE BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (3-37-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting partly in an unrestricted use district and partly in a business use district, the occupancy of a plot of ground for parking and storage of more than five motor vehicles, affecting premises 2825 Bailey avenue, west side, 133 ft. north of West Kingsbridge road (Block 3264, Lots 38), Borough of The Bronx, was granted by the Board March 9, 1937, for a temporary period of two years, the permit extended January 17, 1939 and March 18, 1941 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of March 9, 1937, and as amended January 17, 1939 and March 18, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h for a term of two years from the date of this *amended* resolution."

37-BZ

APPLICANT—E. M. V. Corporation, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the commissioner of buildings) previously granted on condition, under section 7h of the zoning resolution, permitting partly in a business use and partly in a residence use district, for a term of two years, the parking of more than five motor vehicles.

PREMISES AFFECTED—6007-6023 Broadway, northwest corner of Spuyten Duyvil parkway, northeast corner of Post road (Block 3415-F, Lots 275, 305 and 307), Borough of The Bronx.

APPEARANCES—

For Applicant: Osborne A. McKegney.

For Opposition: Harold Klorfein, Dep't of Parks.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (11-37-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting partly in a business use district and partly in a residence use district, the parking of more than five motor vehicles, affecting premises 6007-6023 Broadway, northwest corner of Spuyten Duyvil parkway and northeast corner of Post road (Block 3415-F, Lots 275, 305 and 307), Borough of The Bronx, was granted by the Board April 27, 1937, on certain conditions, for a temporary period of two years, permit extended April 25, 1939, April 22, 1941 and the owner requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on April 27, 1937, only so far as it refers to the term of the permit, so that as amended, this portion of the resolution shall read:

"...*granted* under section 7h for a term of two years from the date of this *amended* resolution . . ."

609-37-BZ

APPLICANT—Naphtali A. Weidberg, for Grand Street Realty Corporation, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the commissioner of buildings) previously granted on condition, under section 7h of the zoning resolution for a term of two years, permitting in a business use district, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—91-02 168th street, west side, 150.72 ft. north of Jamaica avenue (Block 867, Lots 83, 85 and 86), Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: Naphtali A. Weidberg.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (609-37-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the parking and storage of more than five motor vehicles, premises 91-02 168th street, west side, 150.72 ft. north of Jamaica avenue (Block 867, Lots 83, 85 and 86), Jamaica, Borough of Queens, was granted by the Board October 4, 1938, on certain conditions, the resolution amended January 4, 1939, February 15, 1939 and March 18, 1941, and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of October 4, 1938, only so far as it has reference to the term of permit so that as amended this portion of the resolution shall read:

"Granted under section 7h for a term of two years from the date of this *amended* resolution."

1129-39-BZ

APPLICANT—Benjamin H. Whitestone, for Foxcraft Realty Corporation, owner (Isidore Lubin, lessee).

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the acting borough superintendent) previously granted on condition, under section 7i of the zoning resolution, permitting in a business use district, the conversion of occupancy of part of an existing business building (stores) to a motor vehicle repair shop for a temporary term of two years.

PREMISES AFFECTED—900-908 Southern boulevard and 908-912 Barretto street, northeast corner (Block 2735, Lot 1), Borough of The Bronx.

APPEARANCES—

For Applicant: Benjamin H. Whitestone.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (1129-39-BZ)

WHEREAS, this application under section 7i of the zoning resolution, permitting in a business use district, the conversion of occupancy of part of an existing building (stores) to a motor vehicle repair shop for a temporary term of two years, affecting premises 900-908 Southern boulevard and 908-912 Barretto street, northeast corner (Block 2735, Lot

MINUTES

1), Borough of The Bronx, was granted by the Board on February 11, 1941, on certain conditions and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of February 11, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7i thereof for a temporary term of two (2) years from the date of this *amended* resolution."

375-40-BZ

APPLICANT—Lauritz Lauritzen, for Walter A. Beaudel, owner (Beaudel Brothers, lessees).

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting in a residence use district, the alteration and reconstruction of an existing gasoline service station.

PREMISES AFFECTED—144-12 Springfield boulevard, northwest corner of North Conduit avenue and 186-08 144th street, southwest corner of Springfield boulevard (Block 3816, Lot 76 and part of Lot 63), Springfield Gardens, Borough of Queens.

APPEARANCES—

For Applicant: Lauritz Lauritzen.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (375-40-BZ)

WHEREAS, this application, under section 7c of the zoning resolution, permitting in a residence use district, the alteration and reconstruction of an existing gasoline service station, affecting premises 144-12 Springfield boulevard, northwest corner of North Conduit avenue and 186-08 144th street, southwest corner of Springfield boulevard (Block 3816, Lot 76 and part of Lot 63), Springfield Gardens, Borough of Queens, was granted by the Board December 3, 1940, on certain conditions, time extended on November 5, 1941, and the applicant requested a further extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of December 3, 1940, as amended November 5, 1941, only in so far as it has reference to obtaining permits and completion of the work, so that as amended this portion of the resolution shall read:

"that in view of the approval of plans under date of December 2, 1942, all permits shall be obtained and all work completed within one (1) year from the date of this *amended* resolution."

772-41-BZ

APPLICANT—Arnold W. Lederer, for Clara Rothenberg, Becky Farberman and Salvatore De Leo, owners (Square Deal Laundry, Incorporated, lessee).

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting the extension of an existing laundry building from a local retail use district into a residence use district.

PREMISES AFFECTED—427 Ralph avenue and 1817 Bergen street, northeast corner (Block 14 Lots 1, 67 and 68), Borough of Brooklyn.

APPEARANCES—

For Applicant: Arnold W. Lederer.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn..

Negative

THE RESOLUTION (772-41-BZ)

WHEREAS, this application, under section 7c of the zoning resolution, permitting the extension of an existing laundry building from a local retail use district into a residence use district, affecting premises 427 Ralph avenue and 1817 Bergen street, northeast corner (Block 14 Lots 1, 67 and 68), Borough of Brooklyn, was granted by the Board December 2, 1941, on certain conditions, resolution amended January 13, 1942 and February 3, 1942 and the applicant requested an extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of December 2, 1941, as amended through February 3, 1942, only in so far as it has reference to obtaining permit and completion of the work, so that as amended, this portion of the resolution shall read:

"that all permits required shall be obtained and all work completed within one (1) year from the date of this *amended* resolution."

APPEALS FROM ADMINISTRATIVE DECISIONS

764-42-A

APPLICANT—Adon Realty Corporation, lessee, for The Ministers, Elders and Deacons of the Reformed Protestant Dutch Church of the City of New York, owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—9-11 Dutch street, west side of 127 ft. south of Fulton street (Block 78, Lot 2), Borough of Manhattan.

APPEARANCES—

For Applicant: Elias A. Cohen and William Bick.

For Administration: Inspector Autenreich, Fire Dept., and Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to April 13, 1943 at 10 P. M. for inspection by committee of the Board. No further argument.

837-42-A

APPLICANT—Sidney H. Kitzler, for Manny Fleishman, owner (Prince Lacquer and Chemical Co., Inc., lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—413-419 Kent avenue and 27th South 8th street, northeast corner (Block 21 Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Sidney H. Kitzler and Sam Richter.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to April 13, 1943 at 10 P. M. for inspection by committee of the Board. No further argument.

MINUTES

1-S

APPLICANT—Alexander Senauke and Amperex Electronic Products, for Gair Realty Corporation, owner.

SUBJECT—Variation of the labor law as cited in an order of the fire commissioner.

PLACES AFFECTED—79-83 Washington street, east side, 150 ft. north of York street (Block 51, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alexander Senauke.

For Administration: Thomas A. Larken, Fire Dep't.

ACTION OF BOARD—Laid over to April 6, 1943 at 2 P. M. for further consideration by the Board.

2-A

APPLICANT—Arthur Weiser, for 28th Properties, Incorporated, owner.

SUBJECT—Application for consideration—reopening and restoration to calendar—Appeal from a decision of the borough superintendent (previously dismissed for lack of prosecution; request for reopening withdrawn).

PLACES AFFECTED—31-81 Steinway street, east side, 100 ft. north of Broadway (Block 678, Lot 9), Astoria, Borough of Queens.

APPEARANCES—

For Applicant: Arthur Weiser and Jack Finkelstein.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and set for hearing April 6, 1943 at 2 P.M.

VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

2-A

APPLICANT—Schreibman and Feldman (lessees), for Estate of J. A. Zibell, owner.

SUBJECT—Application for consideration—reopening and restoration to calendar—Appeal from a decision re an order of the fire commissioner (previously withdrawn).

PLACES AFFECTED—273 Water street, southeast side, 77 ft. west of Dover street (Block 107, Lot 48), Borough of Manhattan.

APPEARANCES—

For Applicant: Samuel Kofka.

ACTION OF BOARD—Appeal reopened and restored to the Calendar.

VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

2-A

APPLICANT—Godfrey E. Updike, for Isabelle L. Goldman, Anne E. Carroll, Arthur P. Carroll, Cecelia M. Manning, Marie L. Collins, and Armand J. Carroll, owners.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PLACES AFFECTED—1360-1366 Fifth avenue and 1-3 West 113th street, northwest corner (Block 1597, Lot 33), Borough of Manhattan.

APPEARANCES—

For Applicant: Godfrey E. Updike and T. H. Engelhardt.

ACTION OF BOARD—Appeal granted on condition.

VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (719-42-A)

WHEREAS, Godfrey E. Updike for Anne E. Carroll and others, owners, filed on October 1, 1942, an appeal from an order and decision of the fire commissioner, affecting 1360-66 Fifth avenue, and 1-3 West 113th street, northwest corner (Block 1597, Lot 33), Borough of Manhattan; and

WHEREAS, order 14523-L.F., issued by the fire commissioner May 13, 1942, reads:

"1. Install an approved wet automatic sprinkler system to cover all portions of cellar, having at least one source of water supply arranged and equipped as per Article 16, Chapter 26, Adm. Code."

and

WHEREAS, the decision of the fire commissioner dated September 1, 1942, reads:

"In reply to your letter in reference to Order No. 14523-L.F., requiring an approved type extinguishing system in the cellar, a reinspection has been made and in view of the combustible stock stored in the cellar and the lack of direct ingress from street to cellar, your request to omit compliance must be denied."

and

WHEREAS, the applicant states the building is two stories (36 ft. 9 in.) in height, 120 ft. by 100 ft. 11 in. in area; 91 ft. 4 3/4 in. by 100 ft. 11 in. in area at second floor level; of Class 3 construction; erected 1920; located in a business and residence use district and used and occupied as follows: Cellar and first floor, stores and storage of plumbing and building materials, ladies wear, shoes, coffee, tea, hardware and house furnishings; second floor, offices, manufacturing, 17 persons; for which Certificate of Occupancy 17976 was issued in 1931; and

WHEREAS, the applicant contends that the order of the commissioner is unwarranted and is an abuse of discretion; that the corner cellar has access from the street as well as access from the interior of the store; that the three other cellars, 1362, 1364, and 1366 have windows at the rear of each, leading to an alley at the west end of the premises from which alley by installation of an iron ladder, access could be had to adjacent court yard and to street.

Resolved, that the order of the fire commissioner, Order 14523-L.F., be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that there shall be installed throughout the cellar, a non-automatic dry sprinkler system complying with the requirements therefor, except that the interior alarm or thermostatic alarm with connection to headquarters may be temporarily omitted, provided same is installed in accordance with the requirements as soon as the material therefor is available; that a priority for the obtaining of such material shall be immediately requested; that such sprinkler system may have 1 in. or 1 1/4 in. size heads and piping as required under the provisions of the Building Code; that the caps of the siamese and the sign stating area covered shall be painted aluminum.

833-42-A

APPLICANT—Edmund T. See, for Brooklyn Trust Company, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—92-32 Union Hall street and 160-37 Archer avenue, northwest corner (Block 10101, Lot 27), Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: Edmund T. See.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

MINUTES

THE RESOLUTION (833-42-A)

WHEREAS, Edmund T. See for Brooklyn Trust Company, owner, filed November 30, 1942, an appeal from a decision of the borough superintendent; premises 92-32 Union Hall street and 160-37 Archer avenue, northwest corner (Block 10101, Lot 27), Jamaica, Borough of Queens; and

WHEREAS, the decision of the borough superintendent, dated November 17, 1942 on Misc. Applic. 4011-42, reads:

"1. Exits on 1st floor do not comply with the requirements of Sec. 6.1.1 B.C. extension of building in height.

Note—use of combustible partitions for enclosure of required exits."

and
WHEREAS, the applicant states the building is six stories (68 ft.) in height, 84.78 ft. by 99.35 ft. in area; Class 3 construction; erected in 1925; located in business use district and occupied: 1st floor, stores; 2nd to 6th floors, inclusive, offices; Certificate of Occupancy 21514 was issued December 9, 1925 for the four stores then existing; and

WHEREAS, Violation 2345-42 was issued May 6, 1942 for making alterations without permit or plans, consisting of new entrance to 1st floor, south entrance to Archer avenue; erecting frame partitions on 5th and 6th stories; maintaining a factory on 5th floor and storage of woollens; omitting exit lights and signs on 5th and 6th stories and directing that permit be secured and certificate of occupancy obtained; and

WHEREAS, the applicant contends that the alteration involved is a replacement of an exit and part of the hall partition to its original condition; that the partition replaced is a stud partition with $\frac{1}{2}$ in. gypsum plaster on $\frac{3}{8}$ in. rock lath on both sides, a construction similar to original partition and classed as fireproof under section 10.4.3.1, 11b of Building Code; and

WHEREAS, applicant also contends that the building was erected under N.B. Applic. 701-25 as a 4-story building and extended two additional stories under Alt. Permit 3324-26; that Certificate of Occupancy 21514 was issued December 9, 1925 for the 4-story portion of the building; that under N.B. Applic. 701-25, stairhall was constructed fireproof with brick enclosure walls and fireproof self-closing doors; that the entrance hall enclosure walls as noted on the approved plans were of stud construction finished with plaster board and plaster finish on both sides; that at the time the present owner took over the building, 20 ft. of the hall partition leading to Archer avenue had been removed, the entrance to Archer avenue closed up and fireproof door installed in the corridor partition; that in 1941 this portion of the partition was rebuilt and the entrance on Archer avenue restored; thus restoring the public hall to its original condition; that the partition replaced was rebuilt of fire-retarding construction to conform with the adjoining partition walls; that the borough superintendent now insists that the public hall partition be rebuilt of masonry; that the excessive cost of this construction and the disruption that would result, would cause a great hardship to the owner, and that the construction does not create any additional fire hazard.

Resolved, that the decision of the borough superintendent, Misc. Applic. 4011-42, Obj. 1 be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the exits and partitions enclosing exits and public hall on the first floor shall comply with the requirements of the Code as applicable at the time the permit for the building was issued in 1925, permit 701-25, and alteration permit 3324-26 for additional stories; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that the requirements of Violation No. 2345-42 shall be complied with in all other respects; that a new certificate of occupancy shall be obtained for the building superseding

Certificate of Occupancy No. 21514, issued December 9, 1925, prior to the construction of the two additional stories.

36-43-A

APPLICANT—Irving Kirshenblit, for Sarah Shoenfeld, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—573 Bradford street, east side, 175 ft. south of Livonia avenue (Block 3827, Lot 16), Borough of Brooklyn.

APPEARANCES—

For Applicant: Irving Kirshenblit.

For Administration: Fred Dahlem, Dep't of Planning and Buildings.

ACTION OF BOARD—Appeal denied.

THE VOTE TO GRANT—

Affirmative

Negative: Chairman Murdock, Commissioner Savage and Blum and Deputy Chief Gu

THE RESOLUTION (36-43-A)

WHEREAS, Irving Kirshenblit, for Sarah Shoenfeld, filed on January 21, 1943, an appeal from a decision of the borough superintendent, affecting premises 573 Bradford street, east side, 175 ft. south of Livonia avenue (Block 3827, Lot 16), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent, dated March 25, 1943 on Alt. Applic. 3653-42, reads:

"1. Proposed change of occupancy of present one-story and two-story building, 27 ft. 0 in. in height, Class 3 construction and now occupied as a playroom and ordinary use, 1st floor one family dwelling, 1st floor one family to basement men's club 25 (male) and ordinary use, 1st floor one family and second floor one family, is contrary to (4.2.1) §C2 of the Administrative Code which prohibits a public use in a building of Class 3 construction exceeding three stories in height."

and

WHEREAS, the applicant states that the building is three stories and basement (27 ft.) in height; 20 ft. by 60 ft. in area at first floor; 20 ft. by 60 ft. in area at typical of class 3 construction; erected 1921; located in a residential use, C area district and used and occupied as follows: basement, playroom for tenants; first floor, one family dwelling, second floor, one family dwelling, for which no certificate of occupancy has been issued and it is proposed to be issued and occupied as follows: cellar, men's club room, 25 (male); first floor, dwelling, one family; second floor, dwelling, one family; and

WHEREAS, the applicant contends that the playroom in the basement has been used by the tenants for recreational purposes; that it is proposed to use the playroom for a club room by a social club, which is a member of the New York Council of Social Clubs being sponsored by the East New York Young Men's and Young Women's Federation Association; that the clubroom is now provided with exits, one direct to the street, one to the yard, which leads to the street through a driveway and one exit by leading to the first floor hallway and thence to the street; that the club room is about 24 ft. long by 19 ft. wide, 10 ft. in height and has three large windows to the street which is 8 ft. wide; that the ceiling is now plastered with white finish plaster; that all walls are plastered, decorated and painted; that toilet facilities have been installed; it is important that a meeting place be provided for men who come home from the Army who visit their families instead of meeting them on the streets or in a pool and

WHEREAS, the Board deemed that the occupancy proposed should not be permitted in this residential building.

Resolved, that the decision of the borough superintendent on Alt. Applic. 3653-42, Obj. 1, be and it hereby is *denied* and that the appeal be and it hereby is *denied*.

MINUTES

APPLICANT—Edgar A. Palmieri, for Morris Markowitz, owner (Max Minarsky, d/b/a Yankee Bed Spring Co., lessee).

SUBJECT—Appeal from a decision re an order of the fire commissioner.

PLACES AFFECTED—1505 Park avenue, east side, 125 ft. south of East 110th street (Block 1637, Lot 72), Borough of Manhattan.

APPEARANCES—
For Applicant: Edgar A. Palmieri and Max Minarsky.

For Administration: Insp. Meyer, Fire Dept.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

RESOLUTION (50-43-A)

WHEREAS, Edgar A. Palmieri, for Morris Markowitz, (Max Minarsky, d/b/a Yankee Bed Spring Co., filed February 3, 1943, an appeal from a decision of the fire commissioner; premises 1506 Park avenue, east side, 125 ft. south of East 110th street (Block 1637, Lot 72), Borough of Manhattan; and

WHEREAS, the decision of the fire commissioner, dated January 23, 1942, re Order 32085-LC, dated January 23, 1943,

With reference to your application dated July 2nd, 1942, for a permit to maintain the storage of paint at above location, it is regretted that this department is without power to grant such a permit for the reason: That, the building in part is used as a dwelling and the dipping of articles into such paint is prohibited by the rules governing the use of equipment for spraying of paints, etc., adopted by the Board of Standards and Appeals.

YOU ARE THEREFORE ADVISED TO

Discontinue the practice of dipping or immersing any article or thing in paint or any other combustible surface coating on these premises. Rule 1.3.1—Board of Standards and Appeals, referred to above."

WHEREAS, the applicant states the building is two stories, 25 ft. 3 in. in height, 150 ft. in area at 1st floor, 74 ft. in area at 2nd floor; Class 3 construction; erected in 1895; located in a business use district used since 1942 as follows: Cellar, boiler room; storage and factory, 3 persons; 2nd floor, dwelling, tenements, pursuant to Certificate of Occupancy 29129 of July 2, 1942 and proposed to be occupied: Cellar, boiler room; 1st floor, office, storage and factory, 3 persons and two families; and

WHEREAS, the lessee was convicted and fined in Magistrate Court for violation of Section C19-84.0 of the Code on Feb. 5, 1943; and

WHEREAS, the applicant contends that the building was a stable until 1942, when it was converted into a dwelling and factory on the 1st floor and two 3-room apartments on the 2nd floor; that access to the dwelling is by a fire-retarded entrance to the street; that an iron staircase is provided from 2nd floor to roof; that the dwelling is directly over the front portion of the premises; that 1st floor is used for rebuilding and storage of bed frames; that at the rear of 1st floor on the southeast corner is a metal tank 5 ft. wide, 6 ft. long and 12 in. high, protected with 4 in. of concrete; this tank is of steel construction and has a capacity of 150 gallons but primary use contains 70 gallons of paint and is used to spray large springs so as to coat them thoroughly with paint; that in order to conduct the business, it is necessary to have a 55-gallon drum of paint on the premises, 30 gallons of varnish, two 5-gallon cans of benzine; that the tank of the tank has a certificate of fitness from the

Fire Department; that the only lights near the tank are of vaporproof type; that the portion of the floor area where the tank is located, is equipped with mechanical ventilation having a spark-proof type motor and a fan approximately 1½ ft. in diameter; that there are three open skylights 8 ft. by 8 ft. in area, one of which is approximately 15 ft. from the tank; that two sand pails and one fire extinguisher have also been provided, as well as water hose connected to water supply line as indicated on drawing filed with this appeal; that the portion of the 1st floor under the dwelling occupancy is used for offices; that the factory is located at the rear; that the paint tank is 75 ft. to rear of space occupied for dwelling; and in view of these facts applicant requests the Board to grant a variation, so as to permit the acceptance of the existing condition in lieu of compliance with the Fire Department's order.

Resolved, that the order of the fire commissioner, Order 32085-LC, be and it hereby is modified and that the appeal be and it hereby is granted on condition that the plant shall be maintained substantially as proposed and shown on plan submitted with this appeal and to the satisfaction of the fire commissioner; that such extinguishers shall be installed of a type the fire commissioner may require, and so located in connection with the tank as to operate automatically with a fusible link; that any storage of benzine or other thinner shall be maintained to the satisfaction of the fire commissioner; that in applying the provisions of this resolution, the Fire Commissioner shall give due consideration to the type of fire extinguishers and storage containers available under present conditions; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

56-43-A

APPLICANT—McKesson and Robbins, Inc., lessee, for Heintz and Siegel, owners.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—3670-3674 Third avenue, east side, 92.44 ft. south of East 170th street (Block 2925, Lot 29), Borough of The Bronx.

APPEARANCES—

For Applicant: T. B. Kleckner.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (56-43-A)

WHEREAS, McKesson and Robbins, Inc., lessee, for Heintz and Siegel, owner, filed February 8, 1943, an appeal from an order and decision of the fire commissioner; premises 3670-3674 Third avenue, east side, 92.44 ft. south of East 170th street (Block 2925, Lot 29), Borough of The Bronx; and

WHEREAS, Order 32849-LC issued by the fire commissioner December 14, 1942 and referred to in a decision of the fire commissioner dated January 29, 1943, reads:

"Before a permit may be issued for you to conduct a wholesale drug store, the following must be done:

1. Discontinue practice of using corridors as a place for storage. Sec. C19-135.0, Art. 24, Admin. Code.

3. Provide ventilation in basement (especially in acid and alcohol vaults). Sec. C19-11, Art. 1, Admin. Code."

and

WHEREAS, the applicant states the building is five stories (64 ft.) in height, 88 ft. by 90 ft. in area; Class 1 construction; erected in 1920; located in an unrestricted use district; equipped with a sprinkler system and used as follows: Cellar, boiler room and storage, 1 person; 1st floor,

MINUTES

offices, shipping and storage, 52 persons; 2nd to 5th floors, inc., storage, 24, 6, 3 and 1 person, respectively; for which Certificate of Occupancy 440 was issued January 26, 1942; and

WHEREAS, the applicant contends as to item 1 of order, that the corridor spaces on the 2nd and 3rd floors were originally provided to facilitate the distribution of merchandise; that these floors have two legal exits and the corridor spaces are not part of these exits and as to item 3 of order, that the acid room was shown on the original building plan and was constructed in accordance therewith; that this room is concrete enclosed with one steel door and has been used as an acid room since 1920, without accident; that only a small amount of acids, ether colodium, etc., is stored in this room; that if ventilation other than fixed louvers in the acid room door is required, a considerable amount of structural changes and materials will be required, as the acid room is adjacent to the boiler room and the fumes cannot be expelled in the vicinity of an open fire, but will have to be carried through ducts the entire length of the building; that the alcohol room which is enclosed with Gypsum block, cork lined, equipped with wood door and sill, has a small quantity of grain alcohol stored in 2 and 5 gallon steel cans not exceeding 275 gallons; that the door to this room is equipped with a small window to provide ventilation; that the cellar has an emergency exit consisting of double doors which can be left open to provide fresh air for the cellar.

Resolved, that the order of the fire commissioner, Order 32849-L.C. be and it hereby is *modified* and that the appeal be and it hereby is *granted* as to Objection 3, on condition that the amount of alcohol stored in the alcohol room shall not exceed 275 gallons and shall be in the original packages as received; that the acid stored in the acid room shall be in the original packages as received and both rooms shall be maintained to the satisfaction of the fire commissioner; that concrete sills shall be constructed across each doorway to each room not less than 6 in. in height; that in all other respects, the basement occupancy shall be maintained to the satisfaction of the fire commissioner; as to Objection 1, that the corridor partitions formerly constructed for access to tenants sections, shall be removed; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

85-43-S

APPLICANT—Amthor Testing Instrument Co., Inc., owner.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—49 Van Sinderen avenue, east side, 98 ft. 7 in. north of Atlantic avenue (Block 1576, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: S. J. Essman.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn. 4
Negative 0

THE RESOLUTION (85-43-S)

WHEREAS, Amthor Testing Instrument Co., Inc., owner, filed on February 26, 1943 an application for variation of the requirements of the Labor Law as cited in a decision of the borough superintendent, affecting premises: 49 Van Sinderen avenue, east side, 98 ft. 7 in. north of Atlantic avenue (Block 1576, Lot 1), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent, dated February 2, 1943 on B.N. Applic. 105-43, reads:

"1. Proposed arrangement of exit door (item 4) to be openable from inside only is contrary to Sec. 272, par. 3 of the Labor Law."

and

WHEREAS, the applicant states that the building stories (26 ft. 6 in.) in height, 55 ft. by 85 ft. 6 in. area, of class 3 construction, erected in 1920, located in unrestricted and business use district and used and occupied as follows: cellar—storage: 1st floor—machinery and shipping—21 persons; 2nd floor—assembly department and office—17 persons, for which Certificate of Occupancy 6292 was issued July 20, 1920, permitting the use of building as a rolled gold leaf factory; that the building equipped with two 40 in. steel and slate stairs enclosed 12 in. of brick, equipped with self-closing fireproof door and leading to roof by ladder and scuttle and leading to street and rear yard; and

WHEREAS, the applicant contends that it is proposed to change street door (No. 1) which now swings inward to swing outwardly; to remove portion (No. 2) on first floor and install gate operated by means of an electric motor; to install new partition (No. 3) and door on the first floor; to equip present double doors leading to street (No. 4) with panic bolt on each wing and to permanently install one door in interior partition on first floor (No. 5) and equip same with an information window, all as indicated by numbers on plan filed with this application marked "Received February 26, 1943"; and

WHEREAS, the applicant has filed a recommendation with the U. S. Army Plant Protection Service, that the doors at the south entrance of the building be equipped with approved panic type locks.

Resolved, that the Board of Standards and Appeals hereby make a variation in the requirements of the Labor Law as cited in a decision of the borough superintendent on B.N. Applic. 105-43, Objection 1, and that the appeal be and it hereby is *granted* on condition that the bolts proposed to be installed on each lever of the doors marked No. 4 on plan marked "Received February 26, 1943" shall be of approved type; that in all other respects the building and occupancy shall comply with all laws, rules and regulations applicable thereto other than as modified by the Board under Cal. No. 1004-26-S.

114-43-A

APPLICANT Philip Freshman and John T. Briggs, Consolidated Biological Products, Inc., owner (Big Top, Inc., lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—109-131 West 50th street, east side, 235 ft. 6 in. west of Sixth avenue and 110-130 West 51st street (Block 1003, Lot 40), Borough of Manhattan.

APPEARANCES—

For Applicant: John T. Briggs, Philip Freshman, Philip B. Geldzahler, Larry Sunbrock, W. S. Altman and G. W. Lodge.

For Opposition: N. B. Steinberg, Isidore Solomon, Thomas T. O'Connell.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Report adopted.

THE VOTE TO ADOPT REPORT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn. 4
Negative 0

THE RESOLUTION (114-43-A)

WHEREAS, Philip Freshman and John T. Briggs, for Consolidated Biological Products, Inc. (Big Top, Inc., lessee) filed March 15, 1943, an appeal from a decision of the borough superintendent affecting premises 109-131 West 50th street, east side, 235 ft. 6 in. west of Sixth avenue and 110-130 West 51st street (Block 1003, Lot 40), Borough of Manhattan; and

WHEREAS, the decision of the borough superintendent, dated March 12, 1943 on N.B. Applic. 3-43, reads:

MINUTES

"1. Structure should be fireproof, Class 1 due to area being over 5000 sq. ft. as per Sec. C26-254.0 Adm. Code.

2. Supports of seats should be fireproof.

3. Provide adequate toilet facilities within structure as per Sec. C26-1279.0 Adm. Code.

4. Provide drainage for roof as per Sec. C26-1299 Adm. Code.

5. Provide a standpipe system as per Sec. C26-1381.0 Adm. Code."

WHEREAS, on March 23, 1943, this matter was adjourned March 30, 1943 to permit the applicant to request that borough superintendent consider the building as a temporary structure; and

WHEREAS, the applicant filed an application with the borough superintendent for reconsideration of his decision March 12, 1943 on the following grounds:

"This application is for a temporary structure for a period of six months. Sec. C26-151; C26-247; C26-542 b, c, d and C26-543.

All parts of this structure are of fireproof materials except the canvas top which will be flameproofed to the satisfaction of the Fire Commissioner."

WHEREAS, the decision of the borough superintendent March 27, 1943 on such amendment reads:

"Reconsideration denied."

WHEREAS, the applicant states that the premises consist of lot 275 ft. by 139 ft.; irregular in area; upon which proposed to erect a one story building, 211 ft. 4 in. by 11 ft. 4 in. in area; of Masonry walls enclosing and to be roofed by a canvas tent supported independently of masonry enclosing walls, and to be used for temporary period of six (6) months as an exhibition building for circus purposes to accommodate 2500 persons on a structure constructed of wood on 2 in. pipe stanchions, supported on 3 in. by 8 in. yellow pine continuous sills as shown on drawings filed with the borough superintendent;

WHEREAS, the applicant contends as to Objection 1, that proposed building is of a temporary nature; that an area of 23,300 sq. ft. will be used for twice daily circus performances and the space to be occupied by the public is 12,000 sq. ft., or approximately 53 per cent. of the area; that the seating will be located only 4 ft. above the ground at the high point; that the peak of the tent will be 16 in. above this point and sloped to 15 ft. in height at the point above the front row of seats; that the covering of the tent will be canvas, chemically treated for inflammability, and it will be erected by experienced mechanics maintained 24 hours each day by a crew skilled in its maintenance; that before each performance, and at least each day, the canvas will be thoroughly wetted by means of hoses; that the vertical enclosure will be by concrete block walls with cement mortar joints and painted for fire appeal; that this block wall will be extended to the end of each block of seats as indicated on the drawings filed with the borough superintendent; that there are large open areas on the plot surrounding the proposed structure; that the proposed project requires the use of tent illusion and that incombustible materials for construction are not available; and

WHEREAS, the applicant contends as to Objection 2, that wood used in constructing the seats and supports and other wood used throughout will be treated by painting Firepel S" manufactured by the Albi Chemical Corporation, and will be used in a 1-4 mix, 2 coats, and repeated at intervals when required; and

WHEREAS, on March 27, 1943, the applicant amended the appeal as to Objection No. 2 by stating that:

"All exposed wood throughout will be fireproofed with wood, processed by an approved laboratory."

WHEREAS, the applicant contends as to Objection 3, that adequate toilet facilities will be provided in an existing separate building in the east end of the plot and as to Objection 4, that no foundations will be disturbed by water inundation, as part of the plot is concrete paved and drained to catch basins which are drained to the public sewer; that the remainder is hard packed cinder fill, pitched and drained to 51st street curb; that as to Objection 5, that materials are not available for the installation of a standpipe system; that hose connected to water lines will be provided; that receptacles filled with sand will be provided for cigar and cigarette butts; that water filled pails will be provided at intervals and a trained fire patrol will be kept on duty at all times; that attendants will be employed to gather and dispose of loose papers dropped during each performance; that 11 exits will be provided for the public with the guy supports arranged so as not to interfere with direct access to the exits; and

WHEREAS, a committee of the Board offered a report reading as follows:

REPORT OF COMMITTEE

Cal. No. 114-43-A.

March 30, 1943.

Re: 109-131 West 50th Street, and 110-130 West 51st Street, Borough of Manhattan.

In the opinion of the Committee, the applicant is entitled to a permit for a temporary term under the provisions of the Building Code designed to permit temporary uses under plans approved by the Borough Superintendent. Were it not for the proposed canvas top it would appear that the construction including the seatings as now proposed to be constructed completely of fireproofed wood, would be permitted as an open stadium for permanent use.

In recommending that the Board take favorable action in modifying the decision of the Borough Superintendent with suitable conditions, including among others the methods of flameproofing of the canvas top and the maintenance of the structure and occupancy to the satisfaction of the fire commissioner the Committee recommends, that the Board pass on this Report but defer action on the granting of a variance pending a determination by the Commissioner of Licenses.

(Sgd.) HARRIS H. MURDOCK,
Chairman

BERNARD A. SAVAGE,
Commissioner

CHARLES M. BLUM,
Commissioner

JOHN E. GUNN,
Deputy Chief, Fire Dept.
Report of Committee.

Resolved, that the Report of the Committee be and hereby is *adopted*, deferring any further action as to the granting of a variance pending a determination by the Commissioner of Licenses.

128-43-A

APPLICANT—Stanco, Incorporated, owner.

SUBJECT—Appeal from a decision of the fire commissioner re Packaging of combustible mixture known as "Flit" in one-gallon glass bottles (capacity of bottles not in conformity with Administrative Code Specifications).

APPEARANCES—

For Applicant: W. J. Bick and A. Lazarus.

For Administration: Insp. Meyer, Fire Dept.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

MINUTES

THE RESOLUTION (128-43-A)

WHEREAS, Stanco Incorporated, owner, filed on March 25, 1943, an appeal from a decision of the fire commissioner relating to the packaging of "Flit," a combustible mixture, in glass bottles of capacities exceeding those permitted by the Administrative Code; and

WHEREAS, the decision of the fire commissioner dated March 4, 1943 (Folder 22-448) reads as follows:

"Your request of Feb. 25, 1943, regarding the use of glass containers must be denied, and it is contrary to the provisions of the Administrative Code."

and

WHEREAS, the applicant contends that the WPB has ordered the discontinuance of the use of tin plate andterne plate as well as black iron for the packaging of insecticides and the only containers which can be used are glass bottles; that the Administrative Code permits the sale of combustible mixtures in glass containers up to 32 oz. and therefore it is requested that the Board permit the marketing of Flit in glass jugs of one gallon capacity made to the specifications shown on sketch Z-334 (4058) of the Hazel Atlas Glass Company as filed with this appeal; that these glass jugs will weigh 48 oz. and have a capacity of 134½ fluid ounces and will be equipped with screw caps manufactured of metal until such time as the use of metal for this purpose is prohibited by the WPB, in which case these caps will be manufactured of plastic or other suitable material; that the caps will be equipped with a suitable gasket or liner to make a tight contact with the neck of the container; that the containers will be packed as follows: 24 pints to a corrugated shipping container, 4 gallon jugs each packed in a corrugated container and 4 such containers packed in a corrugated shipping container conforming to ICC specifications.

Resolved, that the decision of the fire commissioner dated March 4, 1943, be and it hereby is *modified* and that the appeal be and it hereby is *granted* for a term of six (6) months, subject to reconsideration at the termination thereof after application has been filed by the manufacturer for the general approval of glass containers for use with inflammable and combustible mixtures, *on condition* that the bottles of approximately one gallon size shall be of the manufacture as stated and used for packaging the combustible mixture as approved by the Department under Certificate of Approval No. 398, record of which is filed in Fire Department folder No. 22-448; that in all other respects, the container shall comply with the requirements of the Administrative Code therefor; that the label on each bottle shall be in accordance with the requirements of the Administrative Code therefor and subject to the approval of the fire commissioner.

974-40-A

APPLICANT—Jack Z. Cohen, for Chand Realty Corporation, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—3-7 West 22nd street, north side, 120 ft. west of Fifth avenue (Block 824, Lot 32), Borough of Manhattan.

APPEARANCES—

For Applicant: Larry Meltzer and Andrew Schirrmeister.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (974-40-A)

WHEREAS, this appeal from a decision of the borough superintendent, affecting premises 3-7 West 22nd street, north side, 120 ft. west of Fifth avenue (Block 824, Lot 32), Borough of Manhattan, withdrawn on November 19, 1941, and subsequently reopened by the Board and granted certain conditions on May 13, 1941, the resolution reads as follows:

"Resolved, that the decision of the borough superintendent, on Amendment to Alt. Applic. No. 3608-Objections of May 5, 1941, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the building shall not be increased in height or area; that the proposed new fireproof enclosure stairway shall be arranged as shown on plans now on file with the borough superintendent, enclosed with this appeal; that the partitions consisting of not less than 4 inches of terra cotta block with ½ in. cement plaster on both sides; that the partitions enclosing the present stairway; that the elevators shall be maintained, and in addition the elevator shaft shall be protected with metal lath and ½ in. cement plaster on both sides; and the grille doors and openings shall be equipped with wired plate glass; that the floor construction throughout shall be not less than 100 lbs. live load; that the building shall be occupied only for such permitted uses as do not require more than 100 lbs. live load; that all doors in public halls and stairways shall meet the requirements of the Building Code therefor, and in any cross halls the doors shall not be less than three-quarter hour fireproof rating; that the existing fire escapes on the rear of the building shall be maintained and kept in good condition; that in all other respects the building and occupancy shall comply with all laws, rules and regulations applicable thereto, including the Labor Law, other than as modified under Cal. No. 551-40-S."

and

WHEREAS, the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals hereby *amend* the resolution of May 13, 1941, only insofar as it has reference to the doors in the public halls and stairways so that as amended this portion of the resolution shall read:

"that all doors in public halls and stairways shall meet the requirements of the Building Code therefor and in any cross halls, the doors shall have not less than ¾ hour fire-resistive rating except that existing doors opening from offices or tenant spaces into a public hall may be continued, provided such doors are not less than 2 in. thick of solid oak and self-closing doors generally in accordance with the drawing marked 'A' received March 30, 1943."

271-42-A

APPLICANT—The Procter and Gamble Manufacturing Company, owner.

SUBJECT—Application for consideration—reopening and extension of term of permit—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—Southwest corner of West 140th street and Richmond terrace (Block 1400, Lot 1), Port Ivory, Borough of Richmond.

APPEARANCES—

For Applicant: S. W. Blackett.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

MINUTES

RESOLUTION (271-42-A)

WHEREAS, this appeal from a decision of the board of standards and appeals, affecting premises southwest corner of Western avenue and Richmond terrace (Block 1400, Lot 100, Port Ivory, Borough of Richmond, was granted by the board on April 7, 1942, on certain conditions and the applicant requested an extension of the permit. *Resolved*, that the Board of Standards and Appeals does hereby amend the resolution of April 7, 1942, only in so far as it has reference to the term of the permit, so that amended, this portion of the resolution shall read: "Granted for a term of one (1) year from the date of this amended resolution."

42-A

APPLICANT—Samuel Rosenblum, for United States Trust Company, as trustee u/w of Charles J. Richter, deceased, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from orders and decisions of the fire commissioner.

PREMISES AFFECTED—315-317 West 47th street, north side, 200 ft. west of Eighth avenue and 318-320 West 48th street (Block 1038, Lot 23), Borough of Manhattan.

APPEARANCES—

For Applicant: Samuel Rosenblum.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

RESOLUTION (652-42-A)

WHEREAS, this appeal from orders and decisions of the fire commissioner, affecting premises 315-317 West 47th street, north side, 200 ft. west of Eighth avenue and 318-320 West 48th street (Block 1038, Lot 23), Borough of Manhattan, was granted by the Board on September 29, 1942, on certain conditions and the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of September 29, 1942 as to the sprinkler system, by omitting the words: "with central connection."

APPLIANCES AND MATERIALS SUBMITTED FOR APPROVAL

43-SA

APPLICANT—Richards - Wilcox Manufacturing Company, owner.

SUBJECT—R. W. No. 1403, Elevator Interlocking Device, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Laid over to April 6, 1943 at 2 P.M. for further consideration by the Board.

715-SM

APPLICANT—Combustion Service Company, owner.

SUBJECT—Liquid Kleen-Flo (Oil Conditioner), approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

715-41-SM

APPLICANT—L. Sonneborn Sons, Incorporated, owner.

SUBJECT—Stormtight Caulking Compound, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Material approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (715-41-SM)

WHEREAS, L. Sonneborn Sons, Incorporated, owner, filed on August 6, 1941, an application with the Board of Standards and Appeals for approval of the material known as Stormtight Caulking Compound; and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

March 4, 1943.

Re: Cal. 715-41-SM.

Subject: Stormtight Caulking Compound, approval of.

L. Sonneborn Sons, Inc., of New York, N. Y., filed on August 6, 1941, with the Board of Standards and Appeals, an application under the requirements of Section C26-178.0b of the Administrative Code, for approval of its material known as Stormtight Caulking Compound for use in New York City under the pertinent provisions of the Administrative Code.

Stormtight Caulking Compound is used for caulking around wood frames and metal frames, for pointing up joints and sealing cracks in walls, and for glazing, bedding and setting glass and is available in gun type, knife type and also in cartridge form. The consistency is varied to insure the proper application under the different methods. The applicant has submitted the following certified chemical analysis of Stormtight Caulking Compound Light Gray Gun Grade and Cartridge Grade:

Titanium Barium Pigment.....	3.8%
Magnesium Silicate	52.0
Infusorial Earth	3.2
Asbestos Fibre	2.0
Tinting Colors	1.0
Synthetic Resins	1.8
Processed Drying Oils	24.5
Aliphatic Hydrocarbons	11.7

100.0%

And the following analysis of Stormtight Caulking Compound, Light Gray, Knife Grade:

Titanium Barium Pigment.....	3.7%
Magnesium Silicate	49.8
Infusorial Earth	3.1
Asbestos Fibre	5.2
Tinting Colors	1.1
Synthetic Resin	1.8
Processed Drying Oils.....	24.33
Aliphatic Hydrocarbons	11.0

100.0%

The applicant has further submitted the following test data on this material: Laboratory Report No. 43445 of the Haller Testing Laboratories, Inc.

Staining Test:

Metal ring 1¼" inside diameter, 1½" outside diameter, ⅜" deep filled with compound and placed on Whatman No. 2 Filter Paper, showed no signs of staining beyond outer edge of ring after 72 hours at 72° F.

MINUTES

Adherence Test:

Compound adhered firmly to filter paper.

Sagging Test:

Metal channel 1" x 1/2" x 6" filled with compound sagged 1/32" after being suspended vertically for 3 hours at 120° F.

Accelerated Weathering Test:

A pat of compound 2" x 1/4" treated to 3 cycles of drying for 7 hours at 250° F. and chilled for 17 hours at 32° F. did not crack or disintegrate, adhered firmly to plate and remained plastic under a surface hardening of 3/16".

The applicant has filed an affidavit certifying that the compound has been approved by the Federal Housing Authority for use on housing projects in New York City, after tests by Hildreth & Company, Inc. (File No. 6978, copy submitted with application) similar to the above reported test.

RECOMMENDATION

On the basis of the foregoing data, the Committee on Tests recommends the approval, under Section C26-191.0 of the Administrative Code, of Stormtight Caulking Compound for use in New York City under the pertinent provisions of the Administration Code. All containers in which this material is marketed under this approval shall be stamped, labelled or marked

"Approved by the Board of Standards and Appeals for use in New York City under Cal. 715-41-SM."

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests

and

WHEREAS, this report recommended the approval of the material.

Resolved, that the Board of Standards and Appeals do hereby approve the material known as Stormtight Caulking Compound, on condition that the material be manufactured, used and labelled, stamped or tagged in accordance with above report.

392-42-SA

APPLICANT—Automatic Canteen Company of Long Island, for Automatic Canteen Company of America, owner.

SUBJECT—"Selective Drink" Canteen (Carbonated Beverage Dispenser), approval of.

(Resolution will be printed in Bulletin of April 13, 1940, Vol. XXVIII, No. 15.)

Adjourned: 4:40 P.M.

JOSEPH J. DOYLE, Chief Clerk

NOTICE

WARNING

Notice is hereby given to all appellants and applicants, and to all lawyers, architects and engineers representing owners or lessees in proceedings before the Board—

First, That if they do not appear in person or by representative at the hearing of their case, dismissal for lack of prosecution is likely to result.

Second, That due and ample notice of the date set for hearing is provided in the publication in this BULLETIN of the calendars of the Board, each case being set down by Calendar Number and the premises under the date of the hearing.

Third, That no plea of ignorance of the date of the hearing can be entertained in view of this publication and of the posting of the calendars on the bulletin board in the

offices of the Board and of the further publication of the calendars in the daily press.

Fourth, That no one is entitled to written notice of the date for the hearing in his case, and that the plea of failure to receive such notice is no excuse for neglect to appear.

Fifth, That the business of the Board is to dispose of cases promptly; therefore, no appeal or application will be held in abeyance by reason of failure of the appellant or applicant to file necessary data, or by any other method of delay.

Sixth, That no appeal or application will be accepted for filing unless, at the time of filing, all papers, plans and documents required by law are supplied, as specified on the blank appeal or application forms.

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THE VARIOUS BUILDING LAWS OF THE CITY OF NEW YORK ARE NOW published in FOUR SEPARATE VOLUMES, consisting of matters affecting or relating to the construction, maintenance, alteration, demolition or removal of structures and buildings in the City of New York; including excerpts from the STATE LABOR LAW, the PLUMBING CODE, ELEVATOR RULES, THE NEW YORK CITY CHARTER, the complete BUILDING CODE OF THE CITY OF NEW YORK; the MULTIPLE DWELLING LAW, the STATE PLASTERING LAW, and various local laws, and building and construction rules and regulations adopted by various City and State agencies.

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BULLETIN

OF THE

BOARD OF STANDARDS AND APPEALS

CITY OF NEW YORK

Issued under authority of Chapter 27, Section 665 of the Charter of the City of New York.

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XXVIII

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No. 15

DIRECTORY

BOARD OF STANDARDS AND APPEALS

HARRIS H. MURDOCK, Chairman

BERNARD A. SAVAGE

CHARLES M. BLUM

CHIEF JOHN E. GUNN

JOSEPH J. DOYLE, *Chief Clerk*

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Saturdays 9 a. m. to 12 noon.

Address all communications to the Chairman

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PUBLIC HEARINGS

Tuesdays, at 10 a. m. and 2 p. m.

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All hearings are held in Room 1013, Municipal Building,
Borough of Manhattan.

HOURS OF CONSULTATION

10 A. M. to 1 P. M.

Any person desiring to consult the chairman or the en-
gineers, pertaining to the work of the board, will be seen
only between the hours of ten in the morning and one in
the afternoon—Saturdays excepted.

NOTICE TO APPELLANTS AND APPLICANTS

No appeal or application will be entertained in connection
with which court proceedings are pending or in progress,
unless exception is granted by the chairman, nor accepted
which is not filed within thirty days from the date of the
action of the Administrative Official.

Any communication purporting to be an appeal or appli-
cation shall be regarded as a mere notice of intention to
seek relief until it is filed on the form required by the rules
of this board.

Upon receipt of any such communication the writer will
be supplied with the official forms for presenting his appeal
or application.

At the time of filing an appeal or application, the appel-
lant or applicant shall forward a signed notice of appeal
addressed to the administrative official (either commissioner
of buildings or fire commissioner) and file with this board
a duplicate of said notice.

Appellants and applicants are advised that their plans
must indicate the points of the compass so as to establish
the true location and position of the property, the subject
of the appeal or application.

Appeals and applications will be simplified and disposition
of same expedited by conforming to these directions.

HARRIS H. MURDOCK, *Chairman*.

CALENDAR

DOCKET

New Cases Filed up to April 6, 1943.

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151-43-A—H.B.M.—452 West 23rd street, south side, 201 ft. 7 in. east of Tenth avenue (Block 720, Lot 73), Borough of Manhattan, Amendment to Alt. 205-43.

152-43-A—H.B.B.—1730-1750 Bedford Avenue, 133-147 Empire boulevard, northwest corner and 94-110 Sullivan place (Block 1306, Lot 49), Borough of Brooklyn, Alt. 434-43.

153-43-A—H.B.Q.—36-08 Review avenue, west side, 98.99 ft. south of Greenpoint avenue (Block 312, Lot 35), Long Island City, Borough of Queens, M-428-43.

154-43-A—F.D.—314 Dean street, south side, 78 ft. 8 in. east of Third avenue (Block 198, Lots 11 and 12), Borough of Brooklyn, Decision re 93373-L.C.

155-43-A—H.B.Q.—122-02 Liberty avenue, southeast corner of 122nd street (Block 630, Lot 1), Richmond Hill, Borough of Queens, Decision re Corr. MP-34-43.

156-43-SM—Monarch Panic Exit Devices (Panic Bolts), manufactured by Monarch Manufacturing Company, Material.

157-43-BZ—H.B.B.—220-230 Ashford street (224-228 displayed), west side, 108 ft. 3 in. south of Atlantic avenue (Block 3967, Lot 25), Borough of Brooklyn, Alt. 647-43.

158-43-A—H.B.B.—1232 72nd street, south side, 237 ft. east of 12th avenue (Block 6188, Lot 17), Borough of Brooklyn, Alt. 182-43.

159-43-A—F.D.—342 Coster street, north side, 150 ft. east of East Bay avenue (Block 2774D, Lot 373), Borough of The Bronx, 33772-L.C.

160-43-A—F.D.—re Packaging of inflammable mixture known as "Thermo Royal" (Anti-Freeze), in One Gallon Glass Jugs (capacity of glass jugs not in conformity with Administrative Code Specifications), Decision.

161-43-SM—Screentex E-FP (Flameproof Motion Picture Screen Fabric), manufactured by Zapon-Keratol Division of Atlas Powder Company, Material.

DESIGNATIONS: H.B.—Department of Housing and Buildings; H.B.B.—Department of Housing and Buildings, Brooklyn; H.B.M.—Department of Housing and Buildings, Manhattan; H.B.Q.—Department of Housing and Buildings, Queens; H.B.R.—Department of Housing and Buildings, Richmond; H.B.Bx.—Department of Housing and Buildings, Bronx; H.D.—Health Department, and F.D.—Fire Department.

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APRIL 13, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing Tuesday morning April 13, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

801-42-BZ—Application, November 16, 1942, under section 21 of the zoning resolution, of Harry Hurwit, applicant on behalf of Morris Newman, owner, to permit in a residential use and also C area district, the maintenance of a building (play room) which was erected without providing the required rear yard; premises 3426 Barker avenue, east 38 ft. 6 in. south of Duncomb avenue (Block 4627, Lot 1), Borough of The Bronx.

802-42-BZ—Application, November 16, 1942, under section 21 of the zoning resolution, of Harry Hurwit, applicant on behalf of Harry Klein, owner, to permit in a residential use and also C area district, the maintenance of a building (play room) which was erected without providing the required rear yard; premises 3428 Barker avenue, east 18 ft. 6 in. south of Duncomb avenue (Block 4627, Lot 1), Borough of The Bronx.

181-40-BZ—Application, February 16, 1940, under section 7h of the zoning resolution, of Henry C. Brucker, applicant on behalf of Viegun Realty Corporation, owner (I. Schaller, lessee), to permit partly in a business use

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partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 71-43 Cypress Hills street, east side, 80 ft. north of Myrtle avenue (Block 3675, part of Lot 17), Ridgewood, Borough of Queens.

10-42-BZ—Application, December 16, 1942, under section 7c of the zoning resolution, of William V. McDevitt, applicant, on behalf of Socony-Vacuum Oil Company, Inc., owner, to permit partly in a business use and partly in an unrestricted use district, the alteration and extension of an accessory building (used as office, lubricatory, car washing, repairs and repairs) located upon a plot occupied as a gasoline service station and also upon the unrestricted use portion of the plot used for parking more than five motor vehicles; premises 378-394 Coney Island avenue, 86-90 Kermit place, southwest corner and 843-849 Caton avenue, northeast corner of Coney Island avenue (Block 5322, Lots 80 and 84) (Lot 84 was formerly Lots 84 and 85), Borough of Brooklyn.

10-43-BZ—Application, March 12, 1943, under sections 7b and 7c of the zoning resolution, of Slee and Bryson, applicants, on behalf of Fidelity Mutual Life Insurance Company, owner (E. Tosse and Company, Inc., lessee of front portion of second floor); to permit partly in a business use and partly in a residence use district, the alteration and conversion of occupancy of the 2nd story of an existing building from class rooms (of an annex to a public high school) to a factory and also to permit the location of an exit door (from uses other than residence) located in and adjoining a residential zone—contrary to section 7A of the Zoning Resolution; premises 6214-6224 Fourth and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn.

17-26-BZ—Application of Arnold W. Lederer and James J. McGrath, applicants, on behalf of Rose Morizio, owner, reopened June 10, 1941, under sections 7f, 7c and 21 of the zoning resolution, to permit for a stated term of years, partly in a business use and partly in a residence use district, the erection and maintenance of an extension to an existing garage for more than five motor vehicles; premises 802-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn.

Appeals from Administrative Decisions.

1-42-A—8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn (under section 36, General City Law—re erection of building fronting only on a private right of way not on the city map).

11-43-S—6214-6224 Fourth avenue and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn.

12-43-A—6214-6224 Fourth avenue and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

APRIL 13, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, April 13, 1943, at 2 o'clock in Room 113, Municipal Building, Manhattan, on the following matters:

Appeals from Administrative Decisions.

14-43-A—109-131 West 50th street, north side, 235 ft. (in. west of Sixth avenue and 110-130 West 51st street (Block 1003, Lot 40), Borough of Manhattan.

14-42-A—9-11 Dutch street, west side, 127 ft. south of Fulton street (Block 78, Lot 24), Borough of Manhattan.

837-42-A—413-419 Kent avenue and 27-35 South 8th street, northeast corner (Block 2129, Lot 1), Borough of Brooklyn.

687-42-A—155-159 East 23rd street, north side, 84 ft. west of Third avenue (Block 879, Lot 3), Borough of Manhattan.

686-42-S—155-159 East 23rd street, north side, 84 ft. west of Third avenue (Block 879, Lot 3), Borough of Manhattan.

106-43-S—240 East 136th street, southeast corner of Rider avenue (Building 1); (Block 2320, Lot 5), 241-251 East 136th street and 190-204 Rider avenue, northeast corner (Buildings 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14); (Block 2320, Lot 53), Borough of The Bronx.

829-42-A—146 Greene street, west side, 120 ft. 2¼ in. south of West Houston street (Block 513, Lot 9), Borough of Manhattan.

153-43-A—36-08 Review avenue, west side, 98.99 ft. south of Greenpoint avenue (Block 312, Lot 35), Long Island City, Borough of Queens.

155-43-A—122-02 Liberty avenue, southeast corner of 122nd street (Block 630, Lot 1), Richmond Hill, Borough of Queens.

776-42-A—821-827 Bergen street, north side, 350 ft. west of Classon avenue and 890-902 Dean street (Block 1141, Lot 28), Borough of Brooklyn.

895-42-A—1381 East 23rd street, east side, 90 ft. north of Avenue N (Block 7659, Lot 11), Borough of Brooklyn.

151-43-A—452 West 23rd street, south side, 201 ft. 7 in. east of Tenth avenue (Block 720, Lot 73), Borough of Manhattan.

46-43-A—5001 Surf avenue, east side, 279 ft. 2¾ in. south of Poplar avenue (Block 7024, Lot 20), Borough of Brooklyn.

53-43-A—135-42 Meacham avenue (152nd avenue displayed), 280 ft. west of Van Wyck boulevard (Block 11905, Lots 235 and 236), South Ozone Park, Borough of Queens.

55-43-S—1793-1799 Jerome avenue, west side, 325 ft. north of West 176th street (Block 2861, Lot 151), Borough of The Bronx.

Appliances for Approval.

102-43-SA—R. W. No. 1403 Elevator Interlocking Device.

724-42-SA—Otis Interlock 6690A for Bi-Parting Vertical Hoistway Doors.

725-42-SA—Otis Interlock 6690B for Bi-Parting Vertical Hoistway Doors.

APRIL 27, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning April 27, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

479-42-BZ—Application, June 16, 1942, under sections 7h, 7c and 21 of the zoning resolution, of Arnold W. Lederer, applicant, on behalf of J. A. S. Holding Corp., owner, to permit partly in a business use district and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 2522-2530 (2528-2532 displayed) Tilden avenue, south side, 100 ft. west of Veronica place (Block 5136, Lots 10-12), Borough of Brooklyn.

1076-22-BZ—Application of Tobias Goldstone, applicant, on behalf of Rubar Realty Corporation, owner, reopened March 30, 1943 for consideration re amendment of reso-

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lution—re Application, previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the alteration and change of use of a building from public garage for more than five motor vehicles to public garage for more than five motor vehicles and a newspaper distributing station, which will include the storage of more than five motor vehicles; premises 204-210 Saratoga avenue and 29-37 Hull street, northwest corner (Block 1531, Lot 38), Borough of Brooklyn.

12-42-BZ—Application, January 5, 1943, under sections 7e and 21 of the zoning resolution, of George P. Ames, applicant, on behalf of Edward A. Clark, owner, to permit in a residence use district, the erection and maintenance of a gasoline service station; premises 148-02 to 148-04 14th avenue and 141-01 to 141-09 148th street, southeast corner (Block 4645, Lot 1), Whitestone, Borough of Queens.

23-43-BZ—Application, January 15, 1943, under sections 7h and 21 of the zoning resolution, of Raymond Irrera, applicant, on behalf of T. F. Martin Realty Company, owner (Alfred A. Harned, lessee), to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 141-29 78th avenue, north side, 160 ft. west of Main street (Block 6630, part of Lot 15), Flushing, Borough of Queens.

20-43-BZ—Application, January 14, 1943, under sections 7a and 7c of the zoning resolution, of George H. Cohn, applicant, on behalf of Crew Levick Corporation, owner (Benjamin Zeman, lessee), to permit in a business use district, the alteration and extension of an existing gasoline service station; the erection and maintenance of a new accessory building also, the parking and storage of more than five motor vehicles and, also, the construction of a proposed curb cut on the same street and between the same intersecting streets upon which there is located a school; premises 6101-6111 Bay parkway and 2202-2212 61st street, southeast corner (Block 6550, Lot 6), Borough of Brooklyn.

243-42-BZ—Application, March 25, 1942, under section 21 of the zoning resolution, of La Bella Service Station, Inc., applicant and owner, to permit in an unrestricted use district, the erection and maintenance of a gasoline service station having exits and entrances within 200 ft. of entrances or exits to a school; premises 291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

Appeal from Administrative Decision.

881-40-A—291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

APRIL 27, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday afternoon, April 27, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

Appeals from Administrative Decisions.

13-43-A—4517 Surf avenue, east side, 100 ft. north of Neptune avenue (Block 7824, Lot 138), Borough of Brooklyn.

140-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Aluminum Plant Building); (Block 2600, Lot 200), Maspeth, Borough of Queens.

141-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Passageways); (Block 2600, Lot 200), Maspeth, Borough of Queens.

142-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Block 2600 (old Blocks, 2601, 2602 and 2595), Lot 200), Maspeth, Borough of Queens (under section 35, General City Law—re beds of mapped streets—47th street, 49th street, 53rd street and 58th avenue).

143-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Rectifier Buildings 1 and 1A); (Block 2600, Lot 200), Maspeth, Borough of Queens.

144-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Transformer Service Building); (Block 2600, Lot 200), Maspeth, Borough of Queens.

145-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Machine Shop Building 44); (Block 2600, Lot 200), Maspeth, Borough of Queens.

146-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Ore Unloading Building 36); (Block 2600, Lot 200), Maspeth, Borough of Queens.

147-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Boiler House Building); (Block 2600, Lot 200), Maspeth, Borough of Queens.

148-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Employment Office, Toilet and Lockers Rooms); (Block 2600, Lot 200), Maspeth, Borough of Queens.

149-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Lunch Room); (Block 2600, Lot 200), Maspeth, Borough of Queens.

MAY 4, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing *Tuesday morning May 4, 1943, at 10 o'clock in Room 1013, Municipal Building Manhattan, on the following matters:*

Zoning Application.

987-41-BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kiesewetter, applicant, on behalf of The Texas Company, owner, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station; premises 736-746 Linden boulevard at 796-804 Utica avenue, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn.

Appeal from Administrative Decision.

792-42-A—796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn, Misc. 8575-41.

HARRIS H. MURDOCK, *Chairman.*

JUNE 15, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing *Tuesday afternoon, June 15, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:*

Appeal from Administrative Decision.

746-42-A—241 West 72nd street, north side, 280 ft. 5 in. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

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BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

TUESDAY MORNING, APRIL 6, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.
The minutes of the regular meetings of the Board held Tuesday morning, March 30, 1943, and Tuesday afternoon, March 30, 1943, were approved as printed in Bulletin 14, Volume 28.

ZONING CASES

42-BZ

APPLICANT—Arnold W. Lederer, for J. A. S. Holding Corporation, owner.

SUBJECT—Application (decision of the borough superintendent) under sections 7h, 7c and 21 of the zoning resolution, to permit partly in a business use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles.

PLACES AFFECTED—2522-2530 (2528-2532 displayed) Tilden avenue, south side, 100 ft. west of Veronica place (Block 5136, Lots 10, 11 and 12), Borough of Brooklyn.

APPEARANCES—

For Applicant: Arnold W. Lederer.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to April 27, 1943 at 10 A.M. for inspection by a Committee of the Board. No further argument.

37-BZ

APPLICANT—Morris Roth, owner.

SUBJECT—Application reopened February 2, 1943 (decision of the acting borough superintendent) under sections 7a, 7c, 7e and 21 of the zoning resolution, to permit partly in a business use and partly in a residence use district, the alteration and conversion of occupancy of a frame building to a stable for more than five horses.

PLACES AFFECTED—47-11 108th street, northeast corner of 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens.

APPEARANCES—

For Applicant: John F. Finn, Jr.

For Opposition: Joseph H. Gellman.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4

Negative: 0

THE RESOLUTION (429-37-BZ)

WHEREAS, this application, under section 21 of the zoning resolution, to permit partly in a business use district and partly in a residence use district the erection and maintenance of a gasoline service station, premises 47-11 108th street and 108-09 48th avenue, northeast corner (Block 2003, Lots 87 and 84), Corona, Borough of Queens, was granted by the Board April 5, 1938, on certain conditions; and

WHEREAS, upon court review the Board's decision was sustained by the Supreme Court, Special Term, reversed by the Appellate Division, whose decision was confirmed by the Court of Appeals, reversing the Board; and

WHEREAS, an application for reopening was made under section 7f of the zoning resolution, to permit the erection and

maintenance of a gasoline service station for a stated term of years; and

WHEREAS, this application was reopened by vote of the Board on October 29, 1940 and denied by the Board on March 25, 1941 and was subject to court review and discontinued by stipulation; and

WHEREAS, the present applicant requested a reopening and rehearing of the case on a new proposal—to permit under section 7e of the zoning resolution, the alteration and conversion of occupancy of a building to a stable for more than five horses, affecting premises northeast corner of 108th street and 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens; and

WHEREAS, this case was reopened by vote of the Board on February 2, 1943, subject to usual procedure; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting April 6, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that 108th street is in a business use district; 48th avenue is in a residence and business use district and 47th avenue is in a residence and business use district; and

WHEREAS, the decision of the borough superintendent on Alt. Applic. 1576-42, dated December 21, 1942, reads:

"2. The use of this building for the stabling of more than five horses in a business district and extending into a residence district is contrary to Art. 2, Sec. 3 and 4'a", subdivision 36 of the zone resolution. Not further considered."

and

WHEREAS, the applicant states that the premises consist of a plot of ground having a frontage of 150 ft. on 48th avenue and 100 ft. on 108th avenue; that the easterly part of the plot extends for a distance of 50 ft. into a residence use district—the remainder is in a business use district; that upon the plot there is located a 2½ story frame, two family dwelling; a one and two story frame building, 68 ft. by 25 ft. in area; occupied as wagon shed, hay and grain storage and also, harness and feed storage; that upon the easterly rear of the plot, there is located a two-story frame building, 25 ft. by 31 ft. in area—occupied as a stable for ten (10) horses; that abutting and connected to this stable building (to the west), there is a one story frame building 75 ft. 3 in. by 15 ft. in area and that it is proposed to use this building as a stable for fourteen (14) horses; and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board and a report was submitted, reading as follows:

REPORT OF COMMITTEE

April 2, 1943.

Re: Cal. 429-37-BZ, Vol. III.

Premises: 47-11 108th Street,
N. E. C. 48th Ave., Corona, Queens.

The plot involved in this application for a zoning variance to permit stabling of horses extends for 100 ft. along 108th street and 150 ft. along 48th avenue. The plot comprises lots 84 and 87. It is zoned for business uses along 108th street for a depth of 100 ft. and the balance of the plot is in a residence use area. The same zoning has been in force since the zoning resolution was adopted in 1916. Within the residential use portion there is a residence building occupied by the owner, behind which is a two-story frame stable, for which a permit has been issued by the Department of Health since 1915 and continuously since zoning became effective in 1916 to date for ten horses.

The records of the Department of Housing and Buildings show that this stable, 25 ft. by 30 ft. and two stories in height, was erected under permit N.B. Application 153 of 1909 approval April 30, 1909. This stable or barn is shown on applicant's plan and designated as "Two

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story frame stable for ten horses" and dimensions are shown as 31'0" x 25'1", substantially as permitted by the permit. The one-story shed shown between the stable and the dwelling was erected without any permit that can be found in the record and the owner has offered to tear this down. Adjoining this stable to the west along the northerly property line and 1'6" therefrom is a one-story building 15'0" by 75'3" designated on applicant's plan as "one-story frame stable for 14 horses" (the building in question). This stable is in the business use area except for approximately 15 ft. of its length which extends into the residence use area. The records in the Department of Housing and Buildings fail to show the issuance of any permit for this building. Applicant claims this building was erected in part in 1923 and part in 1927 and that it has 14 stalls and has been used continuously for a stable for one or more horses, but no permit from the Department of Health can be found.

The other building in the business use area is a frame building facing 108th street for which no permit can be located. This is shown on a survey by William L. Sava-cool made May 23, 1919 as "1 story frame feed store 24.96' by 40.1'." When it was erected does not appear in any record available. It has been added to without permit since 1919 and part of the additions have been used for stables as indicated on plan filed in Volume II (Plan of existing conditions filed December 27, 1940).

One building shown on that plan has apparently been removed, i.e., a 1-story candy store. The owner now offers to remove all buildings on the entire plot except the residence building, the legal two-story stable in the rear of the residence—25' x 30', the former one-story grain and feed store now used for newspaper delivery, 25 by 40 ft., and the illegally constructed stable building along the northerly lot line 15 ft. by 75 ft. He stated at previous hearings that the total number of horses he stabled on the premises was nineteen (19). He stated at the hearing of March 30, 1943, that total now is twenty, twelve in the legal stable for which the outstanding permit from the Health Department is for ten, and eight in the illegal stable building in question for which there is no Health Department permit. In the business use district five horses can be stabled as a matter of right.

Expression of approval or disapproval among the owners in the area is divided. The main objector appears to be the owner of the adjoining gasoline station. At a previous hearing the representative of some of the owners expressed preference for a stable as against a gasoline station.

In the records of the previous hearings contained in Volumes I and II, there are records as to the uses, the tax arrears and other matters as well as the records of the Department of Housing and Buildings, which the Committee have referred to in arriving at a recommendation.

The Committee recommends that the application should be granted under section 7e for a term of two years, to permit the stabling of fifteen (15) horses in the legal stable, with its extension within the residence use district, and five (5) horses (permitted by right in a business use district) in the existing illegal stable, making a total of twenty horses; the five horses should be stalled toward the easterly end of the illegal stable and all excess stalls removed in the balance of the building toward the westerly end and this part limited to storage of feed for the horses, and harness. All other buildings should be entirely removed except the residence and the building facing 108th street formerly used as a feed store, 1 story in height and 25 ft. by 40 ft. in area. No additional buildings should be permitted while this variance recommended is in effect. The entire plot should be surrounded by a tight board fence not less than 6 ft. in height except for necessary entrances and where buildings are substantially on the lot line, and except that a picket fence may be maintained immediately in front of the residence and also along the interior lot line to the east adjoining lot No. 83,

and the fence should be kept painted and free of sign. All buildings should be kept painted. Horse-draw wagons should be permitted to be stored in the open on the business portion of the plot.

The Committee also recommends that favorable action should be taken as to the appeal brought under calendar No. 45-43-A to permit the continuance of the illegal frame stable building, subject to the above proposed conditions and such others as the Board deems desirable. The existing violation as to the illegal stable should, of course, be removed. The Board is not passing on the legality of the so-called feed store, but is of the opinion that the Borough Superintendent should hold off action as to the violation for maintaining this building without a permit until its legality can be determined to his satisfaction, inasmuch as it would appear that this building has existed for many years without objection from anyone including the Department itself.

The premises should be maintained to the satisfaction of the Department of Health.

(Sgd.) HARRIS H. MURDOCK,
Chairman,

BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

JOHN E. GUNN,
Deputy Chief, Fire Dept.,
Committee.

and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant under section subdivision e, of the zoning resolution.

Resolved, that the Board of Standards and Appeals do hereby make a variation in the application of the use district regulations of the zoning resolution, and that the application be and it hereby is granted under section 7e thereof, for a term of two (2) years in accordance with the recommendations in report of Committee and, in addition, that the plot where not occupied by the permitted buildings, shall be surfaced with proper materials so as to provide a reasonable impervious surface and surface drainage or drainage to legal yard drain; that such portable fire extinguishing equipment shall be maintained as the fire commissioner shall direct; that in all other respects, the building and occupant shall comply with all laws, rules and regulations applicable thereto; that all permits shall be obtained and all work completed within two (2) months from the date of this resolution.

627-39-BZ

APPLICANT—Lama and Proskauer, for Gulf Oil Corporation owner.

SUBJECT—Application (decision of the borough superintendent) under section 7c of the zoning resolution to permit in a business use district, the parking and storage of more than five motor vehicles on an existing gasoline service station.

PREMISES AFFECTED—2642-2666 Fulton street, 37-Pennsylvania avenue, southeast corner and 108-1 New Jersey avenue (Block 3670, Lot 18), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.
Negative

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THE RESOLUTION (627-39-BZ)

WHEREAS, Lama and Proskauer, for Gulf Oil Corporation, owner, filed an application under section 7c of the zoning resolution, to permit in a business use district, the parking and storage of more than five motor vehicles on an existing gasoline service station, affecting premises 2642-2666 Fulton street, 37-43 Pennsylvania avenue, southeast corner of 108-112 New Jersey avenue (Block 3670, Lot 18), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting April 6, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Fulton street is in a business use district; Pennsylvania avenue is in a business use district; New Jersey avenue is in a residence and business use district and Atlantic avenue is in a business use district; and

WHEREAS, the decision of the borough superintendent dated May 7, 1942, on B. N. Applic. No. 1043-42, reads:

"Parking and storage of more than five cars within a business use district is contrary to Art. 2, Sec. 4a-15 of the zoning resolution."

WHEREAS, the applicant states that the premises consist of an irregular shaped plot of ground having a frontage of 20 ft. on Fulton street; 50 ft. on New Jersey avenue and 75 ft. on Pennsylvania avenue, occupied as a gasoline service station and wholesale sale of kerosene and that it is proposed to continue this use and, also, to use part of the plot for the parking and storage of more than five (5) motor vehicles;

WHEREAS, the premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant under section 7, subdivision c, of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution, and that the application be and it hereby is granted under section 7c thereof, to permit the additional use of parking and storage of more than five (5) motor vehicles, on condition that the plot shall not be increased in area and that no additional buildings or uses shall be constructed or maintained thereon; that the parking shall be restricted to the easterly end of the plot as indicated on plans marked "Received May 20, 1942"; that there shall be reconstructed along the building line in front of the portion to be occupied for parking, a concrete curb not less than 12" in width and 12" in height except for the entrances opposite curb cuts as shown; that such curbs shall be so located that no portion of the parked cars shall extend beyond the building line; that no additional signs shall be erected on the premises except that there may be one sign advertising parking and storage use provided such sign does not exceed 15 sq. ft. in area and does not extend beyond the building line; that all permits shall be obtained and all work completed within three (3) months from the date of this resolution.

284-42-BZ

APPLICANT—Lama and Proskauer, for North American Oil Corporation, owner (Matt David, lessee).

SUBJECT—Application (re decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, upon a plot occupied as a gasoline station and individual garages, the erection and maintenance of a building to be occupied as a garage for more than five motor vehicles, lubritorium, dressing rooms and office and the use of the remainder of the plot as a gasoline service station.

PREMISES AFFECTED—1672-1680 86th street, southeast corner of Bay 14th street (Block 6365, part of Lot 33), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama and Matt David.

For Opposition: Christy Lattarulo.

For Administration: Fred Dahlem, Dept't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (284-42-BZ)

WHEREAS, Lama and Proskauer, for North American Oil Corporation, owner (Matt David, Lessee), filed April 7, 1942, an application under section 7c of the zoning resolution, to permit in a business use district, upon a plot occupied as a gasoline station and individual garages, the erection and maintenance of a building to be occupied as a garage for more than five motor vehicles, lubritorium, dressing rooms and office, and the use of the remainder of the plot as a gasoline service station; premises 1672-1680 86th street, southeast corner of Bay 14th street (Block 6365, part of Lot 33), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting April 6, 1943 after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that 86th street is in a business use district; Bay 14th street and 17th avenue are in a residence and business use district; and

WHEREAS, the decision of the borough superintendent, on N. B. Applic. No. 1-42, dated April 6, 1942, reads:

"Proposed gasoline station, public garage, lubritorium, auto laundry, office, dressing room and storage room on premises located in a business zone is contrary to Art. II, Sect. 4a (15 and 46) of the zoning resolution."

and

WHEREAS, the applicant states that the premises consist of a plot, having a frontage of 86.4 ft. on 86th street and 100 ft. on Bay 17th street; that upon the premises there are located several buildings; a five car metal garage, 18 ft. by 45 ft. in area; a four car metal garage, 36 ft. 6 in. by 18 ft. 8 in. in area; a metal repair shop, 27 ft. 6 in. by 18 ft. 2 in. in area; a two car metal garage, 17 ft. 6 in. by 18 ft. 2 in. in area and a metal office and accessory building, 23 ft. 9 in. by 17 ft. 6 in. in area, for the gasoline station, which is located upon the 86th street frontage of the plot; that it is proposed to demolish these frame structures and erect upon the plot a one story, Class 3 building 70 ft. by 86 ft. 4 in., irregular in area, to be used as a garage for more than five motor vehicles, a lubritorium, dressing rooms and office; that it is further proposed to use the remainder of the plot, as shown upon plans filed with this application, as a gasoline service station; and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant under section 7, subdivision c, of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution, and that the application be and it hereby is granted under section 7c thereof, for a term of ten (10) years, to permit the premises with a frontage of 86 ft. 4 in. on 86th street and 100 ft. on Bay 14th street to be reconstructed and rearranged substantially as indicated on revised plans marked "Received April 7, 1942" on condition that all buildings now on the premises and gasoline pumps shall be entirely removed; that the proposed accessory building and garage shall be faced with face brick on all sides except the side toward the east adjoining Lot 42; that the balance of the plot of the above dimensions where not covered by accessory buildings and pumps shall be cement paved; that the sidewalks surrounding the property shall be reconstructed and the curbs shall be reset and

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all existing curb cuts shall be restored except two to 86th street 30 ft. in width each and one to Bay 14th street not over 25 ft. in width; that no part of any curb cut shall be nearer than 5 ft. from any property line as extended; that there shall be erected at the intersection of 86th street and Bay 14th street within the building line, a cement block not less than 5 ft. along either street; that such block may be triangular or segmental in shape and shall be not less than 1 ft. in height; that no pumps shall be erected nearer than 10 ft. to the street building line of 86th street and shall be located on one island as indicated on such plans; that no motor vehicle repairing shall be carried on and no parking of cars other than those being serviced; that the greasing equipment shall be of the hydraulic type; that no signs shall be erected except a permanent sign attached to the accessory building and the illuminated globes of the pumps, but permitting the erection of a post-standard near the intersection of 86th street and Bay 14th street for supporting a brand sign, permitting such sign to extend beyond the building line for a distance of not more than 4 ft.; that such sign may be illuminated; that no opening shall be erected in the interior lot line walls to the east; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that in all other respects, the buildings and occupancy shall comply with all laws, rules and regulations applicable thereto; that all permits shall be obtained and all work completed within one (1) year from the date of this action; that it is a condition of this resolution, that the portion of the Lot 33 within the residential use district shall not be occupied for parking or any other non-conforming use.

669-42-BZ

APPLICANT—Wing Holding Corporation, owner.

SUBJECT—Application (re decision of the borough superintendent) under sections 7f and 21 of the zoning resolution, to permit in a business use district, for a term of two (2) years, the parking and storage of more than five (5) motor vehicles.

PREMISES AFFECTED—40-11 Skillman avenue, north side, 545.51 ft. west of 43rd street (Block 183, Lot 290), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Mason G. Kassel and Emil G. Hontschep.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (669-42-BZ)

WHEREAS, Wing Holding Corporation, owner, filed September 11, 1942, an application under sections 7f and 21 of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 40-11 Skillman avenue, north side, 545.51 ft. west of 43rd street (Block 183, Lot 290), Long Island City, Borough of Queens; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting April 6, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Skillman avenue is in a business use district; 39th street is in an unrestricted use district; 40th street is in a business and residence use district and 41st street is in a residence and business use district; and

WHEREAS, the decision of the borough superintendent on Misc. Applic. 3858-42, dated July 15, 1942, reads:

"1. The use of these premises for the storage or parking of more than five motor vehicles in a business district is contrary to Art. 2, Sec. 4a, subdivision 15 of the zoning resolution."

and

WHEREAS, the applicant states that the premises consist of a plot of ground having a frontage of 50 ft. and a depth of 98 ft. and that it is proposed to use the plot, for a term of two years, for parking and storage of more than five motor vehicles; and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant under section 7h subdivision h, of the zoning resolution.

Resolved, that the Board of Standards and Appeals do hereby make a variation in the application of the use district regulations of the zoning resolution, and that the application be and it hereby is granted under section 7h thereof for term of two (2) years, to permit the plot with a frontage of 50 ft. and a depth of approximately 98 ft. to be occupied for the parking and storage of more than five (5) motor vehicles, on condition that the plot shall be leveled substantially to the grade of Skillman avenue and shall be surfaced with clean gravel, steam cinders or other suitable material properly rolled and treated with a binder; that there shall be erected on the interior lot lines to the north and east along the street line of Skillman avenue, a substantial woven wire or wood or steel picket fence not less than 5 ft. 6 in. height with no openings therein except one for entrance and exit to Skillman avenue adjacent to the existing garage under the same ownership and control; that the fence shall be kept painted; that the curb cut opposite the entrance shall not exceed 15 ft.; that during the term of this permit, the premises shall be occupied for no use other than the parking and storage herein permitted; that no buildings shall be erected on the plot and all existing structures including boards shall be removed; that no trees now in the front of the premises shall be removed; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that adequate aisles shall be maintained at all times for easy entrance and egress; that no signs shall be erected except that there may be a sign attached to the fence near the entrance advertising the parking and storage and the rates charged, provided such sign does not extend beyond the building line, is not illuminated and does not exceed 15 sq. ft. in area; that all permits shall be obtained and all work completed within two (2) months from the date of this resolution.

910-42-BZ

APPLICANT—Edmund T. See, for Brooklyn Trust Company (certificate trustee), owner.

SUBJECT—Application (decision of the borough superintendent) under sections 21 and 7e of the zoning resolution, to permit in a business use district, the maintenance for not more than two years and the conversion of occupancy of an existing building from garage, showroom and workroom to a weaving shop.

PREMISES AFFECTED—2801 West 8th street, Sheepshead Bay road, northeast corner and Neptune avenue (Block 7270, Lot 14), Borough of Brooklyn.

APPEARANCES—

For Applicant: Edmund T. See.
For Opposition: J. Murray Harris.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...
Negative

THE RESOLUTION (910-42-BZ)

WHEREAS, Edmund T. See, for Brooklyn Trust Company (Certificate Trustee), owner, filed December 30, 1942, an application under Sections 21 and 7e of the zoning resolution, to permit in a business use district, the maintenance for not more than two years and the conversion of occupan-

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an existing building from garage, showroom and workroom to a welding plant; premises 2801 West 8th street, Sheepshead Bay road, northeast corner and 644 Neptune avenue (Block 7270, Lot 14), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application before the Board of Standards and Appeals, at its regular meeting, April 6, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that West 8th street is in a business and restricted use district; Neptune avenue is in a business use district and Sheepshead Bay road is in a business use district; and

WHEREAS, the decision of the borough superintendent on Alt. Applic. 5750-41, dated December 9, 1942, reads:

"1. Proposed change in occupancy from garage, showroom and workroom to welding plant in a business use district is contrary to Art. II, sec. 4(a) of the zoning resolution."

WHEREAS, the applicant states that the existing building of Class 3 construction with a frontage of 108 ft. on Sheepshead Bay road, 153 ft. on West 8th street and 24 ft. on Neptune avenue; irregular in area; that it is proposed to convert the occupancy of the existing building, from garage, showroom and workroom (in accordance with certificate of occupancy 11376 issued January 5, 1921) to a welding plant; and, also, to maintain this use for not more than two (2) years; and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant under section 7, subdivision e, of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution, and that the application and it hereby is granted under section 7e thereof, for a term of two (2) years, to permit the existing building to be occupied as proposed, on condition that the building shall not be increased in height or area; that any windows on the rear lot line adjoining lot 10 shall either be blocked up or made fireproof and self-closing; that any gasoline storage equipment on the premises shall be removed or the tanks shall be purged and sealed to the satisfaction of the fire commissioner; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that all permits shall be obtained and all work completed within two (2) months from the date of this resolution.

APPEAL FROM ADMINISTRATIVE DECISION

45-43-A

APPLICANT—Morris Roth, owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—47-11 108th street, northeast corner of 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens.

APPEARANCES—

For Applicant: John F. Finn, Jr.

For Opposition: Joseph H. Gellman.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (45-43-A)

WHEREAS, Morris Roth, owner, filed February 2, 1943, an appeal from a decision of the acting borough superintendent;

premises 47-11 108th street, northeast corner of 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens; and

WHEREAS, the decision of the acting borough superintendent, dated December 19, 1942, re Alt. Applic. 1576-42, reads:

"1. The erection of a frame bldg. within the fire limits is contrary to sec. 4-1-2 Bldg. Code."

and

WHEREAS, the applicant states that the building in question is one story (10 ft.) in height, 15 ft. by 75 ft. 3 in. in area; Class 4 construction, on a lot 100 ft. by 150 ft. in area; located in business use, C area and residence use E area districts and occupied as an extension to an existing stable for more than five horses; and

WHEREAS, the applicant contends that the building in question was erected about twenty years ago as an extension to a stable which legally existed at the time such extension was erected without procuring the necessary permit from the Dept. of Housing and Buildings and that the building is one story 9 ft. high at front pitched to 7½ ft. at rear and is erected on cement block footings and concrete and cement floor; that the roof is surfaced with tar and felt and rafters are 2 x 4 approximately 16 inches on centers; that there are fourteen 4 x 6 wood posts at end of stalls near the center of the building, supporting sections of a 2 x 4 plate on which the 2 x 4 roof rafters are partially supported; that interior walls are constructed of 2 x 4's approximately 16 inches on centers with double 2 x 4 plate at the top of the wall and a single 2 x 4 plate at bottom covered on the exterior with novelty siding; that this stable commences approximately 37 ft. 10 in. east of east side of 108th street and 34 ft. west of the easterly line of the plot in question; that it is set back 1 ft. 6 in. from the northerly lot line; that it would be a practical difficulty and unnecessary hardship to be required to comply with the requirement of the Building Code for construction within the fire limits at this time; that this building is the subject of an application for a zoning variance under Cal. 429-37-BZ; that the owner is willing as a condition to secure a variance to make such improvements to the building as the Board may deem necessary; and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board.

Resolved, that the decision of the borough superintendent on Alt. Applic. 1576-42, Obj. 1, be and it hereby is modified and that the appeal be and it hereby is granted for a term of two (2) years, on condition that the building shall not be increased in height or area; that the building shall be maintained in a safe condition to the satisfaction of the borough superintendent; that any windows opening on the lot line, except at stalls located where permitted by the Board under resolution adopted this day under Cal. No. 429-37-BZ, shall be filled in or the windows kept fastened and closed; that in all other respects, the building and occupancy shall comply with the requirements as required under resolution adopted under Cal. No. 429-37-BZ.

Adjourned: 11:30 A. M.

JOSEPH J. DOYLE, Chief Clerk.

REGULAR MEETING

TUESDAY AFTERNOON, APRIL 6, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

ZONING CASES

617-42-BZ

APPLICANT—John F. Payne, for Socony-Vacuum Oil Company, Incorporated, owner.

SUBJECT—Application (re decision of the acting borough superintendent) under section 7c of the zoning reso-

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lution, to permit in a business use district, the erection and maintenance of a new accessory (lubritorium) building on an existing gasoline service station.

PREMISES AFFECTED—1979 East 177th street, northwest corner of Pugsley avenue (Block 3794, Lot 50), Borough of The Bronx.

APPEARANCES—

For Applicant: William V. McDevit.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application withdrawn on request of applicant's representative.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

683-29-BZ

APPLICANT—Wanda Verplaetse, for Estate of Caroline Rodgers, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the superintendent of buildings) previously granted on condition, under section 7f of the zoning resolution, permitting in a business use district, for a temporary period, the erection and maintenance of a gasoline service station.

PREMISES AFFECTED—56 Sand lane, southwest corner of Hylan boulevard (Block 3266, Lot 30), Arrochar, Borough of Richmond.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (683-29-BZ)

WHEREAS, this application, affecting premises 56 Sand lane, southwest corner of Hylan boulevard (Block 3266, Lot 30), Arrochar, Borough of Richmond, was granted by the Board April 7, 1931, for a period of two years, time extended March 14, 1933, March 19, 1935, March 9, 1937 and February 18, 1941 and the applicant requests a further extension of the temporary permit.

Resolved, that the Board of Standards and Appeals does hereby amend its resolution adopted on April 7, 1931, as amended by resolutions adopted by the Board through February 18, 1941, only so far as it has reference to the term of the permit so that as amended this portion shall read:

“* * * granted under section 7-f for a term of two (2) years from the date of this amended resolution, on condition * * *”

182-30-BZ

APPLICANT—Marshall and Marshall, for Jennie McDonald, owner (request for approval of plans made by Lama and Proskauer, architects).

SUBJECT—Application for approval of plans—Application (decision of the borough superintendent) previously granted on condition, under section 7f of the zoning resolution, permitting partly in a business use and partly in a residence use district, for a term of ten years, the erection and maintenance of a gasoline service station (previously denied under section 21).

PREMISES AFFECTED—8918-8932 Fourth avenue northwest corner of 90th street (Block 6064, Lot 65), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened, resolution amended and plans approved.

THE VOTE TO REOPEN, AMEND RESOLUTION AND APPROVE PLANS—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (182-30-BZ)

WHEREAS, this application, to permit partly in a business use district and partly in a residence use district, under section 21 of the building zone resolution, the erection and maintenance of a gasoline service station, affecting premises 8918-8932 Fourth avenue, northwest corner of 90th street (Block 6064, Lot 65), Borough of Brooklyn, was withdrawn July 1, 1930; reopened and restored to the calendar February 19, 1935; denied by the Board May 14, 1935; and

WHEREAS, an application was made for reopening and rehearing under section 7f of the zoning resolution for a term of years and the case was reopened by vote of the Board and subsequently granted by the Board on February 11, 1941, on certain conditions; and

WHEREAS, upon court review the Board's decision was affirmed in the Special Term, Supreme Court and in the Appellate Division, Second Dept.; and

WHEREAS, the applicant requested an amendment of the resolution and approval of plans.

Resolved, that the Board of Standards and Appeals do hereby amend its resolution adopted February 11, 1941, so that as amended the resolution shall read:

“Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution, and that the application be and it hereby is granted under section 7f thereof, for a term of ten (10) years from the date of this amended resolution, to permit the plot within the business use area to be occupied as a gasoline service station, on condition that the accessory building and general arrangement shall be in accordance with the complete plans marked “Received March 12, 1941”, and permitting the pumps to be not nearer than 12 ft. to the street building line of Fourth avenue; that the accessory building and walls shall be constructed of face brick and kept unpainted; that the balance of the plot between the accessory building and wall from accessory building to Forest place toward Fourth avenue, except where occupied by pumps and planting, shall be cement paved; that an ornamental iron gate may be constructed in the wall along Forest place adjacent to the boiler room entrance for access thereto; that no signs shall be erected on the premises, except a permanent sign attached to the accessory building and the illumination globes of the pumps, but permitting the erection of not more than two post standards along the building line of Fourth avenue for supporting a brand sign, which may be illuminated, provided such sign does not extend beyond the building line for a distance of more than 10 feet; that no motor vehicle repairing shall be carried on and there shall be no parking of cars other than those being serviced; that the portion of the plot within the residence use district may be enclosed within the wall as shown, but shall not in any way be used for any part of the gasoline service station; that the greasing equipment shall be of the hydraulic type; that the plans marked “Received March 12, 1941” are hereby approved as complying with the terms of this resolution, except as to the stipulations stated hereinbefore; that all permits required shall be obtained and all work completed within one (1) year from the date of this amended resolution.”

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52-31-BZ

APPLICANT—Zager and Skodnick, for Benjamin Reizen, owner (Colonial Beacon Oil Company, lessee).

SUBJECT—Application for consideration—reopening and amendment of resolution re decision of the acting borough superintendent—Application, previously granted on condition, under section 21 of the zoning resolution, permitting partly in a residence use and partly in a business use district, the erection and maintenance of a gasoline service station.

PREMISES AFFECTED—126-14 Merrick boulevard, northwest corner of 127th avenue (Block 3207, Lot 1), Springfield, Borough of Queens.

APPEARANCES—

For Applicant: Joseph B. Lynch and Hyman Stein.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (529-31-BZ)

WHEREAS, this application under section 21 of the zoning resolution, permitting partly in a residence use and partly in a business use district, the erection and maintenance of a gasoline service station, affecting premises 126-14 Merrick boulevard, northwest corner of 127th avenue (Block 3207, Lot 1), Springfield, Borough of Queens, was granted by the Board on February 19, 1932, on certain conditions, plans approved on May 17, 1932 and the resolution amended on September 16, 1932, the resolution reading as follows:

"Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the zoning district regulations of the building zone resolution, and that the application be and it hereby is granted on condition that there shall be constructed along the rear lot lines a masonry wall, not less than 10 ft. in height, and along the northerly lot line a masonry wall not less than 7 ft. 6 in. in height, both walls, coped with architectural terra cotta or stone trim, faced with light colored enamel brick or light colored enamel tile of panel design, the walls to be racked back if desired or sloped back from the building line of each street front at an angle of approximately forty-five degrees; that there shall be erected on the building line of 127th avenue and Merrick boulevard a concrete curbing, not less than 12 in. wide and 12 in. in depth, with but two openings on Merrick boulevard and one opening on 127th avenue, not more than 12 ft. wide each, with curb cuts not more than 14 ft. wide; that the opening on 127th avenue shall be not more than 25 ft. from the intersection of the building line on 127th avenue and Merrick boulevard; that all pumps shall be set back not less than 10 ft. from the building line; that any office erected on the premises shall be not more than one story in height, of masonry construction, with Spanish tile or variegated slate roof, faced with light colored enamel brick or light colored enamel tile of panel design; that any accessory use to be conducted on the premises shall be housed in a masonry structure of similar height and design and material as the office to be erected; the front elevation of the housing for the proposed grease pits facing Merrick boulevard shall be designed with an open archway for exit and entrance to grease pits; that all buildings erected on the premises shall be located on the rear of the property fronting Merrick boulevard; that any advertising signs advertising non-conforming use shall be confined to the illuminated globes of the pumps; that no portable gasoline tanks shall be operated inside or outside the premises, and that all permits shall be obtained within six months and any work involved shall be completed within one year from February 19, 1932."

WHEREAS, the applicant requested a further amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby amend its resolution adopted September 16, 1932, by adding thereto:

"That in the event the owner desires to increase the curb cuts, two curb cuts may be constructed on Merrick boulevard, each not over 22 ft. 6 in. in width and one on 127th avenue not over 22 ft. in width, as indicated on revised plan marked "Received March 11, 1943"; that the concrete curbing hereinbefore required to be 12 in. in width and 12 in. in depth along Merrick boulevard and for a portion of 127th avenue may be omitted, provided there is constructed within the building line at the intersection of Merrick boulevard and 127th avenue a concrete block extending for not less than 10 ft. along Merrick boulevard and 10 ft. along 127th avenue and not less than 12 in. in height; that such block may be triangular or segmental in shape; that two (2) post standards for supporting brand signs may be constructed within the building line along Merrick boulevard, provided each sign does not extend beyond the building line more than 4 feet; that such signs may be illuminated; that the post standard shown on plan marked "Received March 11, 1943," shall be moved, so as to be installed in conjunction with the concrete block hereinbefore required; that no open grease pits shall be constructed on the premises; that a permanent sign may be attached to the facade of the accessory building; that no roof or temporary signs shall be maintained; that any sign or structure for a sign now existing on the roof, shall be removed; that in the event the lubricating equipment is of the pit type, ventilation through the roof shall be maintained with a fan of the type approved for explosive atmospheres; that the paving of the gasoline selling area shall be properly repaired; that in lieu of the curbing required by the resolution of September 16, 1932 and now permitted to be removed along 127th avenue, there may be constructed an ornamental fence, provided the same is constructed with a masonry base not less than one foot in height; that such fence shall be kept in good repair and painted; that any windows constructed on the rear westerly wall of the accessory building contrary to the requirements of the resolution, shall be bricked up or filled with approved glass block and the toilets shall be ventilated by means of skylights or vents in accordance with the requirements of the Code; that all permits required shall be obtained and all work completed within one year from the date of this amended resolution."

842-39-BZ

APPLICANT—Joseph Levy (lessee), for Coosa Company, Inc., owner (request for reopening made by Alfred A. Lama).

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the parking and storage of more than five motor vehicles (pleasure-car type).

PREMISES AFFECTED—963-985 Rutland road, north side, between East 92nd street and East 93rd street (Block 4595, Lots 54, 62 and 64 to 67, inclusive), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

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THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (842-39-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district for a term of two years, the parking and storage of more than five motor vehicles, affecting premises 963-985 Rutland road, north side, between East 92nd street and East 93rd street (Block 4595, Lots 54, 62 and 64 to 67, inclusive), Borough of Brooklyn, was granted by the Board on March 11, 1941, on certain conditions and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted March 11, 1941, so that as amended, the resolution shall read:

"Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the application of the use district regulations of the zoning resolution, and that the application be and it hereby is *granted* under section 7h thereof, for a term of two years from the date of this *amended* resolution, to permit the premises to be occupied for the parking and storage of more than five motor vehicles, *on condition* that only motor vehicles of the pleasure-car type shall be so stored or parked; that the premises shall be leveled substantially to the grade of Rutland road and shall be surfaced and made reasonably level with steam cinders or clean gravel and treated with a binder, and rolled and graded so as to provide surface drainage; that the portion of the plot now used illegally for parking within the residence use district shall not be included in this plot; that there shall be erected on the interior lot lines and on the street building lines a substantial woven wire fence of the chain link type with metal posts not less than 6 ft. in height with no openings therein except to 92nd street for entrance and exit; that such openings shall not exceed 15 ft. with curb cut opposite of similar dimension; that during the term of this permit, the premises shall be occupied for no other use than that herein permitted, no storage of trucks, no servicing of automobiles either by the lessee or any persons storing cars thereon; that proper aisles shall be maintained at all times for easy entrance and egress; that there shall be a space of not less than 18 inches left between alternate rows of cars for access thereto; that lighting for general illumination shall be on pipe standards with metallic reflectors so arranged as to reflect toward the center of the premises and away from existing occupancies; that existing signs shall be removed, except that there may be one sign at the entrance attached to the fence, not exceeding 15 sq. ft. in area, advertising the parking and storage use and the rates charged; that such sign shall not extend beyond the building line and shall not be illuminated; that no building shall be erected on the premises, except there may be one building, not over 100 ft. in area, which may be of frame, to be used solely for office and shelter for the attendant; that all existing buildings and structures shall be removed; that such portable fire-fighting appliances shall be maintained as the commissioner shall direct; *that a certificate of occupancy shall be obtained.*"

1071-40-BZ

APPLICANT—Philip Ruxton, Inc., owner (Interchemical Corporation, lessee).

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a residence use district, the parking of more than five motor vehicles (pleasure-car type).

PREMISES AFFECTED—428 West 45th street, south side, 400 ft. east of Tenth avenue Block 1054, Lot 48), Borough of Manhattan.

APPEARANCES—

For Applicant: Thomas H. Dugan and Philomena E. Veraa.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permitted.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (1071-40-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a residence use district for a term of two years, the parking of more than five motor vehicles, affecting premises 428 West 45th street, south side, 400 ft. east of Tenth avenue (Block 1054, Lot 48), Borough of Manhattan, was granted by the Board on April 15, 1941, on certain conditions and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted April 15, 1941, so that as amended, the resolution shall read:

"Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the application of the use district regulations of the zoning resolution, and that the application be and it hereby is *granted* under section 7, subdivision h, for a term of two (2) years *from the date of this amended resolution*, to permit the lot to be occupied as a private parking space for more than five (5) motor vehicles of the pleasure-car type only, and limited to such cars owned by the employees and customers of the Interchemical Corporation and its subsidiaries, located on the adjoining premises Lots Nos. 49 and 50 to the west; that the plot shall be leveled substantially to the grade of West 45th street, and shall be surfaced with steam cinders, clean gravel or other suitable material properly rolled and treated with an asphalt binder; that on the interior lot lines where walls of adjacent buildings do not occur, there shall be erected a substantial chain link woven wire fence not less than 6 ft. in height; that a similar fence shall be erected along the street building line of West 45th street, except for an entrance not over 10 ft. in width, with curb cut of similar width opposite; that such entrance opening shall be protected with a substantial gate constructed of chain link woven wire and kept closed at all times, except when cars are being parked on the lot; that the lot at all times shall be under the supervision of a responsible person in the employ of the company; that signs shall be erected on the premises, except there may be a sign at the entrance stating that the lot is for private parking use only; that no lights shall be maintained on the lot; *that a certificate of occupancy shall be obtained.*"

1115-40-BZ

APPLICANT—Brooklyn Children's Aid Society, owner

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, the transportation of more than five motor vehicles.

PREMISES AFFECTED—2101-2129 Surf avenue, north west corner of West 21st street (Block 7058, Lots 27 to 50, inclusive), Borough of Brooklyn.

APPEARANCES—

For Applicant: William B. Richardson.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

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ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (1115-40-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district for a term of two years, the transient parking of more than five motor vehicles, affecting premises 2101-2129 Surf avenue, north-west corner of West 21st street (Block 7058, Lots 27 to 50, inclusive), Borough of Brooklyn, was granted by the Board on April 15, 1941, on certain conditions and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend its resolution adopted April 15, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

" * * * granted under section 7h for a term of two (2) years from the date of this amended resolution."

1-40-BZ

APPLICANT—Brooklyn Children's Aid Society, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—2100-2116 Surf avenue, southwest corner of West 21st street (Block 7071, Lots 106 to 115, inclusive), Borough of Brooklyn.

APPEARANCES—

For Applicant: William B. Richardson.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (1116-40-BZ)

WHEREAS, this application, under section 7h of the zoning resolution, permitting in a business use district for a term of two years, the transient parking of more than five motor vehicles affecting premises 2100-2116 Surf avenue, southwest corner of West 21st street (Block 7071, Lots 106 to 115, inclusive), Borough of Brooklyn, was granted by the Board on October 15, 1941, on certain conditions, resolution amended on October 15, 1941 and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend its resolution adopted March 25, 1941, as amended by resolution adopted October 15, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"granted under section 7h for a term of two (2) years from the date of this amended resolution, to permit * * *"

3-41-BZ

APPLICANT—Clayton G. Shirkey, for The Seaside Improvement Company, owner (The Parkway Service Station, lessee).

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting in a residence use district, the parking and storage of more than five motor vehicles on an existing gasoline service station.

PREMISES AFFECTED—100-17 Beach Channel drive and 336 Beach 101st street, southeast corner (Block 585, part of Lot 24), Rockaway Beach, Borough of Queens.

APPEARANCES—

For Applicant: Clayton G. Shirkey.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (732-41-BZ)

WHEREAS, this application under section 7c of the zoning resolution, permitting in a residence use district, the parking and storage of more than five motor vehicles on an existing gasoline service station, affecting premises 100-17 Beach Channel drive and 336 Beach 101st street, southeast corner (Block 585, part of Lot 24), Rockaway Beach, Borough of Queens, was granted by the Board on April 14, 1942, on certain conditions and the applicant requested an extension of time to complete the work.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted on April 14, 1942, only so far as it has reference to the completion of work, so that as amended, this portion of the resolution shall read:

" * * * that in view of statement by applicant that permits have been obtained, that all work shall be completed within two (2) months from the date of this amended resolution * * *"

741-41-BZ

APPLICANT—Clayton G. Shirkey, for Estate of Ann Eliza Morrison (Lenore Morrison, executrix), owner.

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—165 Beach 102nd street, northwest corner of Shore Front parkway (Block 641, part of Lots 35 and 48), Rockaway Beach, Borough of Queens.

APPEARANCES—

For Applicant: Clayton G. Shirkey.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (741-41-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district for a temporary term of two years, the transient parking of more than five motor vehicles, affecting premises 165 Beach 102nd street, northwest corner of Shore Front parkway (Block 641, part of Lots 35 and 48), Rockaway Beach, Borough of Queens, was granted by the Board April 14, 1942, on certain conditions, resolution amended on June 23, 1942, and the applicant requested an extension of time to complete the work.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted on April 14, 1942, as amended June 23, 1942, only so far as it has reference to the

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completion of work, so that as amended, this portion of the resolution shall read:

" * * * that in view of statement by applicant that permits have been obtained, that all work shall be completed within two (2) months from the date of this amended resolution * * *"

743-41-BZ

APPLICANT—Clayton G. Shirkey, for Seaside Improvement Company, owner.

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—138 Beach 101st street, northeast corner of Shore Front parkway (Block 639, part of Lot 11), Rockaway Beach, Borough of Queens.

APPEARANCES—

For Applicant: Clayton G. Shirkey.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (743-41-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district, for a temporary term of two years, the transient parking of more than five motor vehicles, affecting premises 138 Beach 101st street, northeast corner of Shore Front parkway (Block 639, part of Lot 11), Rockaway Beach, Borough of Queens, was granted by the Board April 14, 1942, on certain conditions, resolution amended on June 23, 1942 and the applicant requested an extension of time to complete the work.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on April 14, 1942, as amended June 23, 1942, only so far as it has reference to the completion of work, so that as amended, this portion of the resolution shall read:

" * * * that in view of statement by applicant that permits have been obtained, that all work shall be completed within two (2) months from the date of this amended resolution * * *"

744-41-BZ

APPLICANT—Clayton G. Shirkey, for The Seaside Improvement Company, owner.

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—161 Beach 101st street, northwest corner of Shore Front parkway (Block 640, part of Lot 35), Rockaway Beach, Borough of Queens.

APPEARANCES—

For Applicant: Clayton G. Shirkey.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (744-41-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district, for a temporary term of two years, the transient parking of more than five motor vehicles, affecting premises 161 Beach 101st street, northwest corner of Shore Front parkway (Block 640, part of Lot 35), Rockaway Beach, Borough of Queens, was granted by the Board April 14, 1942, on certain conditions, resolution amended on June 23, 1942 and the applicant requested an extension of time to complete the work.

Resolved, that the Board of Standards and Appeals hereby *amend* the resolution adopted on April 14, 1942, as amended June 23, 1942, only so far as it has reference to the completion of work, so that as amended, this portion of the resolution shall read:

" * * * that in view of statement by applicant that permits have been obtained, that all work shall be completed within two (2) months from the date of this amended resolution * * *"

260-42-BZ

APPLICANT—Clayton G. Shirkey, for Mollie Lilien, owner.

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—36-02 Sprayview avenue and 111 Beach 36th street, northwest corner (Block 317, part of Lots 83 and 87), Edgemere, Borough of Queens.

APPEARANCES—

For Applicant: Clayton G. Shirkey.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (260-42-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a residence use district for a temporary term of two years, the parking and storage of more than five motor vehicles, affecting premises 36-02 Sprayview avenue and 111 Beach 36th street, northwest corner (Block 317, part of Lots 83 and 87), Edgemere, Borough of Queens, was granted by the Board on July 14, 1942, on certain conditions and the applicant requested an extension of time to complete the work.

Resolved, that the Board of Standards and Appeals hereby *amend* the resolution adopted on July 14, 1942, so far as it has reference to the completion of work, so that as amended, this portion of the resolution shall read:

" * * * that in view of statement by applicant that permits have been obtained, that all work shall be completed within two (2) months from the date of this amended resolution * * *"

315-42-BZ

APPLICANT—Clayton G. Shirkey, for Long Island Road Company, owner (88th Street Garage Corporation, lessee).

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles.

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PREMISES AFFECTED—219 Beach 88th street, west side, 184 ft. north of Rockaway Beach boulevard and 220 Beach 90th street (Block 574, Lot 4), Rockaway Beach, Borough of Queens.

APPEARANCES—

For Applicant: Clayton G. Shirkey.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

RESOLUTION (315-42-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a residence use district for a temporary term of two years, the parking and storage of more than five motor vehicles, affecting premises 219 Beach 88th street, west side, 184 ft. north of Rockaway Beach boulevard and 220 Beach 90th street (Block 574, Lot 4), Rockaway Beach, Borough of Queens, was granted by the Board on July 14, 1942, on certain conditions and the applicant requested an extension of time to complete the work.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted on July 14, 1942, only in as it has reference to the completion of work, so that amended, this portion of the resolution shall read:

"* * * that in view of statement by applicant that permits have been obtained, that all work shall be completed within two (2) months from the date of this amended resolution * * *"

2-BZ

APPLICANT—Samuel Rosenblum, for Fifty-Five Wadsworth Terrace Corporation, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Application (decision of the borough superintendent) previously granted on condition, under section 7i of the zoning resolution, permitting in a business use district, the conversion of the basement story of an existing building to a five car garage and motor vehicle repair shop (the motor vehicle repair shop use was previously denied by the Board).

PREMISES AFFECTED—145-155 Fort George avenue and 1662-1670 St. Nicholas avenue, northerly intersection (Block 2149, Lot 276), Borough of Manhattan.

APPEARANCES—

For Applicant: Samuel Rosenblum.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and resolution amended.

VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

RESOLUTION (331-42-BZ)

WHEREAS, this application under sections 7i and 21 of the zoning resolution, to permit in a business use district, conversion of the basement story of an existing building to a motor vehicle repair shop, affecting premises 145-155 Fort George avenue and 1662-1670 St. Nicholas avenue, northerly intersection (Block 2149, Lot 276), Borough of Manhattan, was denied by the Board on June 23, 1942; and WHEREAS, this application was subsequently reopened by the Board, upon the presentation of new facts and this was granted by the Board on March 9, 1943, on cer-

tain conditions and the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby amend its resolution adopted March 9, 1943, so that as amended, the resolution shall read:

"Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution and that the application be and it hereby is granted under section 7i thereof, to permit the basement portion of the premises as proposed, to be occupied for motor vehicle repairing, on condition that all such motor vehicle repairing shall be done with hand tools only; that the premises may also be occupied as a non-storage garage for not more than five (5) motor vehicles; that before such occupancy is permitted, the building shall be repaired and the stack on the roof and the ventilating duct on the St. Nicholas avenue side removed; that all signs shall be removed and no sign permitted on the building other than signs in connection with the stores facing Ft. George avenue and the sign advertising the motor vehicle repair work on the St. Nicholas avenue side over the proposed entrance, provided such sign is attached to the wall, does not exceed 15 sq. ft. in area, is not illuminated and does not extend beyond the building line; that no signs on the Ft. George avenue side shall extend beyond the building line and that no roof signs shall be erected; that such portable fire fighting appliances shall be maintained in the basement as the fire commissioner shall direct; that there shall be no anvil, forge or acetylene welding equipment maintained on the premises and no storage of gasoline or oil other than in the tanks of the cars; that all permits required shall be obtained and all work completed within three (3) months from March 9, 1943."

APPEALS FROM ADMINISTRATIVE DECISIONS

13-43-A

APPLICANT—Emil Koeppel, for Rose Bandes, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—4517 Surf avenue, east side, 100 ft. north of Neptune avenue (Block 7824, Lot 138), Borough of Brooklyn.

APPEARANCES—

For Applicant: Emil Koeppel.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Laid over to April 27, 1943 at 2 P.M. for further consideration and decision by the Board. No further argument.

114-43-A

APPLICANT—Philip Freshman and John T. Briggs, for Consolidated Biological Products, Inc. (Big Top, Inc., lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—109-131 West 50th street, north side, 235 ft. 6 in. west of Sixth avenue and 110-130 West 51st street (Block 1003, Lot 40), Borough of Manhattan.

APPEARANCES—

For Applicant: John T. Briggs and W. S. Altman.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Laid over to April 13, 1943 at 2 P.M. for further consideration by the Board.

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413-42-A

APPLICANT—James Kilcoyne, d/b/a Durable Guide Company, lessee, for Aberdeen Realty Company, owner.
SUBJECT—Appeal from a decision re an order of the fire commissioner.

PREMISES AFFECTED—150-156 Lafayette street, west side, 114 ft. north of Howard street (front portion—10th floor); (Block 233, Lot 19), Borough of Manhattan.

APPEARANCES—

For Applicant: James Kilcoyne.

ACTION OF BOARD—Appeal withdrawn to comply.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

75-43-S

APPLICANT—Alexander Senauke and Amperex Electronic Products, for Gair Realty Corporation, owner.

SUBJECT—Variation of the labor law as cited in an order of the fire commissioner.

PREMISES AFFECTED—79-83 Washington street, east side, 150 ft. north of York street (Block 51, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alexander Senauke.

For Administration: Thomas A. Larkin, Fire Dept.

ACTION OF BOARD—Application withdrawn to comply, on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

407-42-A

APPLICANT—Arthur Weiser, for 28th Properties, Inc., owner.

SUBJECT—Appeal from a decision of the borough superintendent; reopened and restored to calendar March 30, 1943—previously dismissed for lack of prosecution Dec. 1, 1942.

PREMISES AFFECTED—31-81 Steinway street, east side, 100 ft. north of Broadway (Block 678, Lot 9), Astoria, Borough of Queens.

APPEARANCES—

For Applicant: Arthur Weiser.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (407-42-A)

WHEREAS, Arthur Weiser, for 28th Properties, Inc., owner, filed on May 20, 1942, an appeal from a decision of the borough superintendent, affecting premises 31-81 Steinway street, east side, 100 ft. north of Broadway (Block No. 678, Lot No. 9), Astoria, Borough of Queens; and

WHEREAS, this appeal was withdrawn on July 28, 1942, reopened on October 14, 1942 and dismissed by the Board on December 1, 1942 and again reopened on March 30, 1943 and set for hearing on April 6, 1943; and

WHEREAS, the decision of the borough superintendent dated February 2, 1943, on Alt. Applic. No. 564-42, reads:

"1. Change of 2nd and 3rd floors of a frame building from residence to a business use, is contrary to Section 4.2.1. of the Building Code.

2. The enclosed stairway on the 1st floor should lead directly to the street, as required by Section 6.4.1.11 of the Building Code."

and

WHEREAS, the applicant states the building is three stories (31 ft. 9 in.) in height; 25 ft. by 90 ft. in area at first floor; 25 ft. by 50 ft. 6 in. in area at typical floor, of Class 4 construction; located in a business use district and erected 1900 and used and occupied since 1935 as follows: Cellar storage; first floor, furniture store, 1 person; second floor storage; third floor, storage, and that no change in use or occupancy is proposed; and

WHEREAS, the applicant contends that the building while originally erected as a tenement house, has been used for business since at least 1916; that the present owner before purchasing the property a little over six years ago, observed that the building was used as a business building and took the necessary precautions through title search to see if any violations existed; that the report showed no violation against the premises; that recently the building was rented to a retail furniture merchant and plans filed under Alt. No. 11781-1941 to change the store front; that alteration application stated the 2nd and 3rd floors were to be used for business; that plans were approved, work completed and after completion, a violation was issued by the Building Department, ordering the use of the cellar, 2nd and 3rd floor to be discontinued for business; that this condition created a severe and unreasonable hardship on the owner and tenant, that after the service of the violation, the owner investigated and found that the building had been used for business purposes prior to 1916; that an affidavit to this effect was filed with the borough superintendent; that the owner is willing to make such structural alterations necessary to provide the necessary floor load and egress to comply with the Building Code.

Resolved, that the decision of the borough superintendent acting on Alt. Applic. 564-42, Objs. 1 and 2 of February 2, 1943, be and it hereby is *modified* and that the appeal be and it here is *granted on condition* that the building shall not be increased in height or area, that this variance shall continue only while the occupancy is retail sale and display of household furniture; that the side walls of the three-story building shall be brick-filled; that no new opening in the sidewalls shall be constructed; that the floors in the three-story building shall be reinforced in a manner similar to that proposed and to the satisfaction of the borough superintendent, so as to provide a floor loading per superficial foot of 75 lbs., except for the office space on the second floor over the show windows, which may have a floor loading of 50 lbs. per superficial foot; that the main interior stairs shall be enclosed as proposed on the basement, first, second and third floors, and the rear stairs from the second story to the underside of roof beams on the third story with a 1-hour enclosure with fireproof self-closing doors; that the existing fire escape shall be provided with a gooseneck ladder to roof of third story; that a loose iron ladder shall be provided on the roof of the one-story extension of sufficient length to reach the rear yard; that a scuttle and ladder shall be provided within the main stairway enclosure at third story to provide access to roof; that at least one window at rear of 1st story shall be changed to a door to provide access to rear yard from which access shall be provided through adjoining premises, and the consent of the adjoining owner for such access through fence shall be filed with the borough superintendent; that trap doors in sidewalk now in front of the main entrance shall be relocated southerly as proposed and shown; that not less than three well holes shall be constructed at intervals of 25 feet in the first floor with removable covers not less than 1 foot square, located substantially in line with the center of building for Fire Department use in the event of a cellar fire, and maintained unobstructed that the number of occupants employed throughout the building shall not exceed ten (10); that such portable fire fighting appliances shall be maintained as the fire commissioner shall require; that in all other respects, the building and its use and occupancy shall comply with all laws, ordinances and regulations applicable thereto.

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2-A

APPLICANT—Gerhard F. Janssen, for Peter Pfeiffer, owner.

SUBJECT—Appeal from a decision—re an order of the fire commissioner.

PREMISES AFFECTED—64-06 60th avenue, south side, 43.63 ft. east of 64th street (Block 2760, Lot 11), Maspeth, Borough of Queens.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (816-42-A)

WHEREAS, Gerhard F. Janssen, for Peter Pfeiffer, owner, on November 23, 1942 an appeal from an order and on of the fire commissioner, affecting premises 64-06 avenue, south side, 43.63 ft. east of 64th street (Block Lot 11), Maspeth, Borough of Queens; and WHEREAS, Order 91990-L.C., issued by the fire commissioner June 15, 1942, and repeated in a decision of the commissioner, dated November 12, 1942, reads:

"1. You are hereby notified that Fire Department permit No. 76917 issued April 20, 1943 authorizing the storage and use of fuel oil at the above premises is revoked for the reason that a violation of the oil burner rules of the Board of Standards and Appeals is maintained. You are therefore ordered to:

2. Discontinue the storage of fuel oil in the 260 gallon tank on premises as the oil burner rules of the Board of Standards and Appeals requires that such tanks shall be of 275 gallon capacity. Rule 6/1.1, Fuel Oil Rules."

WHEREAS, the applicant states the building is two stories (25 ft.) in height; 16 ft. by 45 ft. in area; of Class 1 construction; erected 1927; located in a residence use, E district and used as a one family dwelling; and

WHEREAS, the applicant states that the fuel oil storage installed is 26 in. by 42 in. by 64 in. in size, having a capacity of 260 gallons and manufactured of 10 gauge steel by Trageser Copper Works, Inc. and that the oil burner installed is a Delco Model AF, as approved by the Board under Cal. 537-41-SA, and installed in a DSS Boiler Burner Unit, the Delco Appliance Division of General Motors; and

WHEREAS, the applicant contends that at the time of installation of the tank on March 23, 1942, a 275 gallon tank could not be obtained, as the steel sheets required for being used for Defense purposes; that the tank manufacturer had some steel sheets on hand of a size sufficient to manufacture the 260 gallon tanks and that the installer assured by the tank manufacturer that permission had been granted for the use of the tanks and that such tank could be passed as a 275 gallon tank; that it would be sufficient for the owner to change to other fuel, as the oil burner unit which has been installed, can be changed to coal; that therefore permission is requested for the issuance of the oil storage permit and continuance of the present condition.

Resolved, that the order of the fire commissioner, Order 91990-L.C. be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that in all respects, the tank and installation shall comply with the Oil Burner Rules of the Board, and all other laws, rules and regulations applicable thereto; that such tanks be identified by a sign easily read stating the correct capacity of the tank.

41-43-A

APPLICANT—Frank G. Ackerman, for Knickerbocker, Inc., owner (New York Kindergarten Association, lessee).

SUBJECT—Appeal from a decision of the fire commissioner.

PREMISES AFFECTED—142-164 Cherry street, 24-42 Monroe street and 57-77 Market street, west side, entire block (Block 253, Lots 15 to 47 and part of Lots 77 and 19-94), Borough of Manhattan.

APPEARANCES—

For Applicant: Frank G. Ackerman.

For Administration: Fred Dahlem, Dept. of Housing and Buildings and Insp. Maher, Fire Dept.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (41-43-A)

WHEREAS, Frank G. Ackerman, for Knickerbocker Village, Inc., owner New York Kindergarten Association, lessee), filed January 27, 1943, a decision of the fire commissioner, affecting premises 142-164 Cherry street, 24-42 Monroe street and 57-77 Market street, west side, entire block (Block 253, Lots 15 to 47 and part of Lots 77 and 19-94), Borough of Manhattan; and

WHEREAS, the decision of the fire commissioner dated December 17, 1942, reads:

"In reply to your letter of December 10, 1942, you are advised that an interior fire alarm system is required by the Interior Fire Alarm Rules of the Board of Standards and Appeals in all nurseries where there are accommodations for more than thirty children or where a permit for more than thirty children has been issued.

Therefore your request to waive the requirements for an interior fire alarm system is denied, as this is a matter that can only be decided by the Board of Standards and Appeals."

and

WHEREAS, the applicant states that the building is 12 stories and pent house (108 ft.) in height; 257 ft. by 273 ft. in area; of Class 1 construction; erected 1924; located in a business use district; equipped with a standpipe system and used as a Class A Multiple Dwelling with day nursery on the portion of the first floor at the intersection of Cherry street and Market street, as indicated on drawings filed with this appeal; and

WHEREAS, Certificate of Occupancy 19856 was issued in September 21, 1934, permitting the use of the building as a Class A Multiple Dwelling with storage, boiler room, recreation and social rooms in cellar, 390 persons, five stores and apartments on first floor, 75 persons, and apartments above; and

WHEREAS, the applicant contends that the order is brought about by the increase in area of the existing kindergarten, so that its occupancy will be more than 29 but not more than 45 children; that the kindergarten portion is located at grade and was originally designed for store use; that there are two exit doors leading directly to public sidewalks from the kindergarten area; that this portion will be used from 9 A.M. to 3 P.M., under the supervision of at least four competent adults, regularly instructed pursuant to Health Department rules in the care of children in the event of fire or other emergency; that the cellar space under the kindergarten is used primarily for recreation and service facilities; that the floor space above the kindergarten area is used for living apartments; that the storage adjoining the kindergarten at the street level is separated by fire-proof construction and is provided with fire extinguishers; that the building in which the kindergarten is located, occupies an entire block; that

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to require the installation of a fire alarm system in a structure of such dimensions would entail substantial cost and by reason of the many entrances to the buildings, there is great probability of periodic false fire alarms being turned in by older mischievous children; that a fire alarm box exists at the corner of Market Slip and Water street, distant about 225 ft. from the kindergarten entrance; that a direct telephone line is now being installed connecting the building switchboard with the kindergarten area.

Resolved, that the decision of the fire commissioner, dated December 17, 1942, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the premises shall be maintained as proposed; that a sign shall be posted at telephone giving telephone number of fire headquarters and the location of the nearest fire alarm box.

59-43-A

APPLICANT—Koch and Wagner, for Dredger Realty Corporation, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—2413-2435 Pacific street, north side, 200 ft. east of Sackman street (Block 1437, Lot 46), Borough of Brooklyn.

APPEARANCES—

For Applicant: Arthur R. Koch and Harry L. Yakel.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative—Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (59-43-A)

WHEREAS, Koch and Wagner, for Dredger Realty Corporation, owner, filed February 11, 1943, an appeal from a decision of the borough superintendent; premises 2413-2435 Pacific street, north side, 200 ft. east of Sackman street (Block 1437, Lot 46), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent, dated February 10, 1943, re amendment to Alt. Applic. 2742-42, reads:

"Const. 1. Omission of the sprinkler system in a one story Class 3 building facing on one street and exceeding 10,000 square feet in area between exterior walls or fire walls is contrary to Sec. 4.2.1 of the Building Code." and

WHEREAS, the applicant states the building is one story (15 ft.) in height, 200 ft. by 100 ft. area; of Class 3 construction; located in an unrestricted use district; erected in 1920 and used as follows: Cellar, boilerroom; 1st floor, garage; proposed to be used: Cellar, boilerroom; 1st floor, factory, 65 persons; and

WHEREAS, the applicant contends that it is proposed to use the entire building for factory purposes; that the partition enclosing the office is 6 in. hollow tile and 8 in. brick plastered both sides; equipped with steel sash; partition enclosing toilet and locker rooms are 6 in. hollow tile plastered both sides; that the entire factory ceiling is covered with ½ in. plasterboard with joints pointed up; that office ceilings are covered with rock lath and plaster and all interior office partitions are 3 in. gypsum blocks plastered both sides; that the building has adequate street frontage of 200 ft. affording direct exit; that all windows in lot line are ¾ hour test; that the building will be used for the manufacture of elevators and dumbwaiters, in which no combustible materials are used; that the plant is operating 100% on government contracts; that materials used are incombustible and are stored on metal shelving; that there is no wood shelving in the factory area.

Resolved, that the decision of the borough superintendent on Alt. Applic. 2742-42, Objection 1, be and it hereby is *modified* and that the appeal be and it hereby is *granted on*

condition that the sprinkler system shall be installed as soon as materials are available therefor; that a priority for same shall be immediately requested, and that meanwhile the opening, a baffle plate of metal or other incombustible material for the full width of the opening, extending down from the ceiling for a distance approximately 2 ft., and on either side of such baffle plate distant 3 ft. therefrom there shall be constructed a sprinkler curtain with sprinkler heads 5 ft. on centers; that the heads on one line shall be staggered from the heads on the other; that such sprinkler piping may be fed from the existing domestic water supply which shall be not less than 1 in. diameter.

84-43-A

APPLICANT—Richard Shutkind, for Boxwood Realty Co., Inc., owner (West Shore Paper Co., lessee)

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—697-701 Greenwich street at 259-263 West 10th street, northeast corner (Block 631, Lot 30), Borough of Manhattan.

APPEARANCES—

For Applicant: Richard Shutkind.

For Administration: Insp. Maher, Fire Dept.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...
Negative

THE RESOLUTION (84-43-A)

WHEREAS, Richard Shutkind, for Boxwood Realty Co., Inc., owner (West Shore Paper Company, lessee), filed February 26, 1943; an appeal from an order and decision of the fire commissioner; premises 697-701 Greenwich street at 259-263 West 10th street, northeast corner (Block 631, Lot 30), Borough of Manhattan; and

WHEREAS, Order 16011-LF, issued by the Fire Commissioner September 14, 1942, reads:

"1. Provide a fixed fire extinguishing system or other means for the extinguishment of fire satisfactory to the Fire Commissioner, in cellar. C19-161.0, Adm. Code."

and

WHEREAS, the decision of the fire commissioner, dated February 1, 1943, reads:

"In reply to your letter in which you propose to provide iron stairways from the cellar to sidewalk in lieu of compliance with item 1 of Order 16011-LF, requiring an approved fire extinguishing system in the cellar."

An inspection has been made and you are advised that the proposed stairway may not be accepted in lieu of a sprinkler system."

and

WHEREAS, the applicant states the building is 7 stories (84 ft. in.) in height, 90 ft. and 104 ft. 6 in. by 89 ft. and 49 ft. 6 in. in area, irregular; of Class 3 construction erected in 1893; located in an unrestricted use district and occupied since 1930 as follows: Cellar, storage of paper stock; 1st floor, storage of paper stock, shipping and office, 20 persons; 2nd floor, storage of paper stock, no persons; 3rd floor, storage of paper stock, baling and cutting, 20 persons; 4th floor, storage of paper stock and preparation of paper products, 10 persons; 5th floor, storage of paper stock and rewinding of paper rolls, 4 persons; 6th and 7th floors, storage of paper stock, no persons; that Certificate of Occupancy 15546 issued August 28, 1939, permits the use of building for storage in the cellar and on the 2nd to 7th floors, inclusive, storage; shipping on the 1st floor, 4 persons; office on the 2nd floor, 45 persons; and

WHEREAS, the applicant states that the application was filed March 30, 1943, for a certificate of occupancy, covering the present use; and

MINUTES

WHEREAS, the applicant contends that it is proposed to install two new iron ladder stairs from cellar to street, one on Greenwich street side and one on West 10th street side, to be located in the present vault space extending beyond building lines and covered at sidewalk level with iron trap doors, as indicated on plans filed; and

WHEREAS, the applicant contends that the installation of a sprinkler system in cellar would involve a serious hardship at the present time, owing to the scarcity of the required materials; that in lieu of the installation of same, it is proposed to provide iron ladder stairs as described above; that in addition thereto, there are two 3 ft. by 3 ft. rated openings in the sidewalk on West 10th street and a large trap door (25 in. x 30 in.) on coal openings on Greenwich street side, all leading to vault space with connecting openings to cellar; that the storage in cellar, consists of paper stock in tight bundles and solid paper boxes, stacked about 24 in. from ceiling and arranged with adequate aisles leading to all portions of the cellar; that there are 10 fire pails for fire use in cellar, 5 on Greenwich street front near the elevator and 5 at rear near West 10th street front elevator; that the present interior stairs in the building are enclosed with fire-retarded partitions and lead directly to the street; that an exterior fire escape with double-rung 45° stairs exists on the Greenwich street front and also a fire escape with 60° stairs on West 10th street front; that all windows and doors on the side of such fire escapes are fireproof.

Resolved, that the order of the fire commissioner, Order No. 1-LF, Objection 1, be and it hereby is *modified* and the appeal be and it hereby is *granted on condition* that the proposed stairways, as indicated on plans filed with the appeal, on the Greenwich street and West 10th street, shall be installed; that the roller curtains to the elevator shafts in the cellar shall be put in good repair and be automatic; that the trap door to the rear stairway leading to the cellar shall be made automatic; that an enclosure of incombustible materials with fire-proof self-closing door shall be constructed around the existing low pressure boiler, and the ceiling over same shall be fire retarded; that there shall be openings not less than 1 ft. sq. constructed in the floor, protected with suitable iron covers of sufficient quantity, and located as the fire commissioner shall direct for hose access for the fire fighting purposes in the event of fire in the cellar; that the stock shall be at least 2 ft. below the ceiling in the cellar, and the stock in the cellar shall be confined to the storage of paper in rolls and bundles; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

APPLICANCE SUBMITTED FOR APPROVAL

392-42-SA

APPLICANT—Richards-Wilcox Manufacturing Company, owner.

SUBJECT—R. W. No. 1403, Elevator Interlocking Device, Approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Laid over to April 13, 1943 at 2 P.M. for further consideration by the Board.

Adjourned: 3:35 P.M.

JOSEPH J. DOYLE, Chief Clerk.

392-42-SA

APPLICANT—Automatic Canteen Company of Long Island, for Automatic Canteen Company of America, owner.

SUBJECT—"Selective Drink" Canteen (Carbonated Beverage Dispenser), approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Appliance approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (392-42-SA)

WHEREAS, the Automatic Canteen Company of Long Island, for the Automatic Canteen Company of America, owner, filed on May 12, 1942, an application with the Board of Standards and Appeals for approval of the appliance known as the "Selective Drink" Canteen (Carbonated Beverage Dispenser); and

WHEREAS, this appliance was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

March 18, 1943.

Re: Cal. 392-42-SA.

Subject: "Selective Drink" Canteen (Carbonated Beverage Dispenser), approval of

The Automatic Canteen Company of America, 1430 Merchandise Mart, Chicago, Ill., filed an application with the Board of Standards and Appeals for approval of the "Selective Drink" Canteen (Carbonated Beverage Dispenser) under C19-96 F, Administrative Code.

General Description:

This device dispenses a selected refrigerated carbonated beverage upon insertion of a nickel in the coin slot. It is a portable appliance and is intended to be plugged into a conventional 15-A branch circuit outlet. It is completely self-contained and requires no external water, refrigerant, or carbon dioxide connections.

Assembly:

The device comprises the following assemblies:

The Gale Products Co. refrigerating system, which is charged with 3 lb. of Freon-12, consists of an air-cooled condensing unit and an expansion type immersion coil together with an automatic temperature control. The refrigerating system is controlled independent of the other parts of the system.

The water system comprises a water tank (manually filled) and a Leland motor-operated Tuthill water pump by which water is circulated through the coil in the cooling unit water bath and introduced to the carbonator where it is mixed with carbon dioxide and then distributed to the delivery spout.

The carbonating system comprises a standard I.C.C. carbon dioxide cylinder, a carbon dioxide regulator provided with high and low side gauges, and a carbonator. The dispensing and coin mechanisms comprise dispensing motor, holding magnet, master switch, selector switches, coin-operated switches, syrup valve solenoids and drink counters.

Operation:

As a nickel is inserted and the selector button depressed, the coin switch, selector switch, and master switch are closed. This action starts the cup dispenser motor and water pump motor, actuates the counter coil, opens the syrup solenoid, and lights the cup shield light. The dispenser motor operating linkage deposits a cup in the compartment provided and operates the valve which permits the mixture of carbonated water and syrup to flow into the cup. At the completion of the cycle, the linkage opens the coin

MINUTES

switch, which opens the circuit to the master switch, holding magnet, cup motor, pump motor, and valve solenoid. The system is then ready for another operation. The refrigerating system operates automatically and is independent of the dispensing mechanism.

Maintenance:

The Automatic Canteen Company rents these machines and is responsible for their maintenance and proper operation. Maintenance of the machine consists of charging the three syrup tanks, maintaining water in the water tank, refilling the cup holders, replacing carbon dioxide cylinders, collecting, and in general keeping the machine in operating order. The outer door is locked and may be opened for inspection and servicing only by the service man of the Automatic Canteen Company.

Details of Construction:

REFRIGERATING SYSTEM

This system comprises an air-cooled condensing unit mounted at the bottom of the cabinet, a cooling coil immersed in the water of the cooling unit, and a temperature controller.

Condensing Unit—This is a Gale Products Company unit identified as Model 50F25SC. It comprises a Gale reciprocating compressor bearing marking "SA702," a Bush finned-tube condenser formed of $\frac{3}{8}$ in. OD by 0.028 in. copper tubing, a 212-F fusible plug in the compressor shut-off valve as a means of pressure relief, and an Oakes Products Company receiver identified by the marking "OP." The compressor motor is a General Electric Company $\frac{1}{4}$ h.p.; 110-V, 4.0-A, alternating-current motor designated as Type KC. It employs a built-in overload device of the automatic reset type identified by the letter "X" at the end of the model designation on the name plate.

Cooling Unit—The cooling unit is manufactured by Gale Products Company and is formed of a length of $\frac{1}{2}$ in. OD by 0.032 in. seamless annealed copper tubing.

Refrigerant Tubing, Valves, and Fittings—The liquid line is $\frac{1}{4}$ in. OD by 0.032 in. copper tubing. The suction line is $\frac{3}{8}$ in. OD by 0.032 in. copper tubing. These lines are supported inside the rear wall of the cabinet. A steel bracket is provided over the tubing to prevent damage by the waste cup container. The shut-off valves on the compressor are of the forged brass body, packed stem type and are double-seating. S.A.E. flare type fittings are used.

Controller—A listed Cutler-Hammer Type 9502 refrigeration controller is employed.

CARBONATING SYSTEM

This system comprises a standard I.C.C. carbon dioxide tank, a No. 164 Bastian-Blessing regulator supplied with a 275 lbs. per sq. in. low side relief device, and a shell type carbonator formed of $1\frac{1}{2}$ in. diameter

stainless steel tubing, 0.065 in. wall thickness, with brazed brass heads.

WATER SYSTEM

This comprises a Tuthill water pump and an operating motor. The motor is a Leland Electric Company $\frac{1}{4}$ h.p., 110-V, 4.1-A, Type KL, Frame 27 and incorporates a listed Type TP automatic reset overload device.

The wiring and electrical parts conform to the requirements of the Administrative Code and have been approved by the Department of Water Supply, Gas and Electricity, Cert. No. 27233. The entire device has been inspected, and tested by the Underwriters' Laboratories (Safety Appliance 836, Application 40C3118).

RECOMMENDATION

This apparatus was inspected and tested by the Committee on Tests of the Board and the representative of the Division of Combustibles of the Fire Department on Thursday, March 11, 1943 at the Administration Building, La Guardia Field, New York. As a result of this inspection and test and the Underwriter's Laboratory tests, it is recommended that the "Select Drink" Canteen (Carbonated Beverage Dispenser) be approved for use in New York City under C19-96 of the Administrative Code provided that the CO² tank is properly secured inside the cabinet so as not to be overturned and that the device have a label permanently affixed in a conspicuous and easily accessible location reading: "Approved by the Board of Standards and Appeals for use in New York City under Cal. No. 392-42-SA and for use under the provisions of the Rules as adopted by the Fire Commissioner dated June 23, 1941, Circular No. 3."

It is further recommended that each unit be thoroughly overhauled at least once a year and that a record card of inspections be affixed to each unit showing such dates of inspection and the names of the inspector.

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer
Committee on Tests

and

WHEREAS, this report recommended the approval of the appliance.

Resolved, that the Board of Standards and Appeals hereby approve the appliance known as the "Select Drink" Canteen (Carbonated Beverage Dispenser), on condition that the appliance be manufactured, installed, labelled, stamped or tagged in accordance with the above report.

NOTICE

FORMS FOR NOTICE TO PROPERTY OWNERS

Applicants, under the building zone resolution, are entitled to one copy of Form 7NO.

If they desire additional copies, for their own convenience in notifying property owners, they may obtain such

copies at the office of the Board of Standards and Appeals, Room 1018, Municipal Building, Manhattan, at three cents each—postage to be added if the forms are forwarded by mail.

BULLETIN

OF THE

BOARD OF STANDARDS AND APPEALS

CITY OF NEW YORK

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XXVIII

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No. 16

DIRECTORY

BOARD OF STANDARDS AND APPEALS

HARRIS H. MURDOCK, Chairman

BERNARD A. SAVAGE

CHARLES M. BLUM

CHIEF JOHN E. GUNN

JOSEPH J. DOYLE, *Chief Clerk*

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Saturdays 9 a. m. to 12 noon.

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HOURS OF CONSULTATION

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Any person desiring to consult the chairman or the en-
gineers, pertaining to the work of the board, will be seen
only between the hours of ten in the morning and one in
the afternoon—Saturdays excepted.

NOTICE TO APPELLANTS AND APPLICANTS

No appeal or application will be entertained in connection
with which court proceedings are pending or in progress,
unless exception is granted by the chairman, nor accepted
which is not filed within thirty days from the date of the
action of the Administrative Official.

Any communication purporting to be an appeal or appli-
cation shall be regarded as a mere notice of intention to
seek relief until it is filed on the form required by the rules
of this board.

Upon receipt of any such communication the writer will
be supplied with the official forms for presenting his appeal
or application.

At the time of filing an appeal or application, the appel-
lant or applicant shall forward a signed notice of appeal
addressed to the administrative official (either commissioner
of buildings or fire commissioner) and file with this board
a duplicate of said notice.

Appellants and applicants are advised that their plans
must indicate the points of the compass so as to establish
the true location and position of the property, the subject
of the appeal or application.

Appeals and applications will be simplified and disposition
of same expedited by conforming to these directions.

HARRIS H. MURDOCK, *Chairman*.

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164-43-A—F.D. and H.B.Q.—45-14 51st street, west side, 100 ft. south of Queens boulevard (Block 1382, Lot 54), Woodside, Borough of Queens, 93237-L.C. and Alt. 2107-42.

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171-43-A—F.D.—30-30 Thomson avenue, south side, entire block bounded by Mount street, Nelson avenue, Manly street and Thomson avenue (Block 277, Lot 1), Long Island City, Borough of Queens, 94243-L.C.

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Factory Exit Rules	Feb.	2, 1943—Vol. 28, No. 7, 1942—Vol. 27, No. 26, 1943—Vol. 28, No. 20, 1943—Vol. 28, No. 16, 1941—Vol. 26, No. 13, 1937—Vol. 22, No. 21, 1919—Vol. 4, No. 5, 1943—Vol. 28, No. 7, 1925—Vol. 10, No. 5, 1928—Vol. 13, No. 23, 1943—Vol. 28, No. 1, 1942—Vol. 27, No. 28, 1942—Vol. 27, No. 8, 1942—Vol. 27, No. 24, 1936—Vol. 21, No. 3, 1937—Vol. 22, No. 15, 1942—Vol. 27, No. 7, 1937—Vol. 22, No. 26, 1941—Vol. 26, No. 12, 1943—Vol. 28, No. 29, 1937—Vol. 22, No. 8, 1937—Vol. 22, No. 7, 1932—Vol. 17, No. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.
Fire Alarm Rules (Interior)	Apr.	7, 1942—Vol. 27, No. 26, 1943—Vol. 28, No. 20, 1943—Vol. 28, No. 16, 1941—Vol. 26, No. 13, 1937—Vol. 22, No. 21, 1919—Vol. 4, No. 5, 1943—Vol. 28, No. 7, 1925—Vol. 10, No. 5, 1928—Vol. 13, No. 23, 1943—Vol. 28, No. 1, 1942—Vol. 27, No. 28, 1942—Vol. 27, No. 8, 1942—Vol. 27, No. 24, 1936—Vol. 21, No. 3, 1937—Vol. 22, No. 15, 1942—Vol. 27, No. 7, 1937—Vol. 22, No. 26, 1941—Vol. 26, No. 12, 1943—Vol. 28, No. 29, 1937—Vol. 22, No. 8, 1937—Vol. 22, No. 7, 1932—Vol. 17, No. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.
Fire Drill Rules	Jan.	26, 1943—Vol. 28, No. 20, 1943—Vol. 28, No. 16, 1941—Vol. 26, No. 13, 1937—Vol. 22, No. 21, 1919—Vol. 4, No. 5, 1943—Vol. 28, No. 7, 1925—Vol. 10, No. 5, 1928—Vol. 13, No. 23, 1943—Vol. 28, No. 1, 1942—Vol. 27, No. 28, 1942—Vol. 27, No. 8, 1942—Vol. 27, No. 24, 1936—Vol. 21, No. 3, 1937—Vol. 22, No. 15, 1942—Vol. 27, No. 7, 1937—Vol. 22, No. 26, 1941—Vol. 26, No. 12, 1943—Vol. 28, No. 29, 1937—Vol. 22, No. 8, 1937—Vol. 22, No. 7, 1932—Vol. 17, No. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.
Fire-resistive, Flameproof Materials, etc., Rules for Testing of	Apr.	20, 1943—Vol. 28, No. 16, 1941—Vol. 26, No. 13, 1937—Vol. 22, No. 21, 1919—Vol. 4, No. 5, 1943—Vol. 28, No. 7, 1925—Vol. 10, No. 5, 1928—Vol. 13, No. 23, 1943—Vol. 28, No. 1, 1942—Vol. 27, No. 28, 1942—Vol. 27, No. 8, 1942—Vol. 27, No. 24, 1936—Vol. 21, No. 3, 1937—Vol. 22, No. 15, 1942—Vol. 27, No. 7, 1937—Vol. 22, No. 26, 1941—Vol. 26, No. 12, 1943—Vol. 28, No. 29, 1937—Vol. 22, No. 8, 1937—Vol. 22, No. 7, 1932—Vol. 17, No. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.
Fire Retarding Rules for Garages, etc.	Dec.	16, 1941—Vol. 26, No. 13, 1937—Vol. 22, No. 21, 1919—Vol. 4, No. 5, 1943—Vol. 28, No. 7, 1925—Vol. 10, No. 5, 1928—Vol. 13, No. 23, 1943—Vol. 28, No. 1, 1942—Vol. 27, No. 28, 1942—Vol. 27, No. 8, 1942—Vol. 27, No. 24, 1936—Vol. 21, No. 3, 1937—Vol. 22, No. 15, 1942—Vol. 27, No. 7, 1937—Vol. 22, No. 26, 1941—Vol. 26, No. 12, 1943—Vol. 28, No. 29, 1937—Vol. 22, No. 8, 1937—Vol. 22, No. 7, 1932—Vol. 17, No. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.
Fireproof Wood, Testing of	Apr.	13, 1937—Vol. 22, No. 21, 1919—Vol. 4, No. 5, 1943—Vol. 28, No. 7, 1925—Vol. 10, No. 5, 1928—Vol. 13, No. 23, 1943—Vol. 28, No. 1, 1942—Vol. 27, No. 28, 1942—Vol. 27, No. 8, 1942—Vol. 27, No. 24, 1936—Vol. 21, No. 3, 1937—Vol. 22, No. 15, 1942—Vol. 27, No. 7, 1937—Vol. 22, No. 26, 1941—Vol. 26, No. 12, 1943—Vol. 28, No. 29, 1937—Vol. 22, No. 8, 1937—Vol. 22, No. 7, 1932—Vol. 17, No. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.
Frame Garages, Ruling for	Jan.	21, 1919—Vol. 4, No. 5, 1943—Vol. 28, No. 7, 1925—Vol. 10, No. 5, 1928—Vol. 13, No. 23, 1943—Vol. 28, No. 1, 1942—Vol. 27, No. 28, 1942—Vol. 27, No. 8, 1942—Vol. 27, No. 24, 1936—Vol. 21, No. 3, 1937—Vol. 22, No. 15, 1942—Vol. 27, No. 7, 1937—Vol. 22, No. 26, 1941—Vol. 26, No. 12, 1943—Vol. 28, No. 29, 1937—Vol. 22, No. 8, 1937—Vol. 22, No. 7, 1932—Vol. 17, No. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.
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Gas Shut-Off Rules	Apr.	7, 1925—Vol. 10, No. 5, 1928—Vol. 13, No. 23, 1943—Vol. 28, No. 1, 1942—Vol. 27, No. 28, 1942—Vol. 27, No. 8, 1942—Vol. 27, No. 24, 1936—Vol. 21, No. 3, 1937—Vol. 22, No. 15, 1942—Vol. 27, No. 7, 1937—Vol. 22, No. 26, 1941—Vol. 26, No. 12, 1943—Vol. 28, No. 29, 1937—Vol. 22, No. 8, 1937—Vol. 22, No. 7, 1932—Vol. 17, No. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.
Hatchway Protection	June	5, 1928—Vol. 13, No. 23, 1943—Vol. 28, No. 1, 1942—Vol. 27, No. 28, 1942—Vol. 27, No. 8, 1942—Vol. 27, No. 24, 1936—Vol. 21, No. 3, 1937—Vol. 22, No. 15, 1942—Vol. 27, No. 7, 1937—Vol. 22, No. 26, 1941—Vol. 26, No. 12, 1943—Vol. 28, No. 29, 1937—Vol. 22, No. 8, 1937—Vol. 22, No. 7, 1932—Vol. 17, No. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.
Insulating Fibre Board Rules	Mar.	23, 1943—Vol. 28, No. 1, 1942—Vol. 27, No. 28, 1942—Vol. 27, No. 8, 1942—Vol. 27, No. 24, 1936—Vol. 21, No. 3, 1937—Vol. 22, No. 15, 1942—Vol. 27, No. 7, 1937—Vol. 22, No. 26, 1941—Vol. 26, No. 12, 1943—Vol. 28, No. 29, 1937—Vol. 22, No. 8, 1937—Vol. 22, No. 7, 1932—Vol. 17, No. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.
Oil Burner Rules	Sept.	1, 1942—Vol. 27, No. 28, 1942—Vol. 27, No. 8, 1942—Vol. 27, No. 24, 1936—Vol. 21, No. 3, 1937—Vol. 22, No. 15, 1942—Vol. 27, No. 7, 1937—Vol. 22, No. 26, 1941—Vol. 26, No. 12, 1943—Vol. 28, No. 29, 1937—Vol. 22, No. 8, 1937—Vol. 22, No. 7, 1932—Vol. 17, No. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.
Opening Protective Assemblies, Rules for Inspection of	July	28, 1942—Vol. 27, No. 8, 1942—Vol. 27, No. 24, 1936—Vol. 21, No. 3, 1937—Vol. 22, No. 15, 1942—Vol. 27, No. 7, 1937—Vol. 22, No. 26, 1941—Vol. 26, No. 12, 1943—Vol. 28, No. 29, 1937—Vol. 22, No. 8, 1937—Vol. 22, No. 7, 1932—Vol. 17, No. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.
Paint, Varnish and Lacquer Spraying Rules	Sept.	8, 1942—Vol. 27, No. 24, 1936—Vol. 21, No. 3, 1937—Vol. 22, No. 15, 1942—Vol. 27, No. 7, 1937—Vol. 22, No. 26, 1941—Vol. 26, No. 12, 1943—Vol. 28, No. 29, 1937—Vol. 22, No. 8, 1937—Vol. 22, No. 7, 1932—Vol. 17, No. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.
Platform Trucks, Specifications for	Nov.	24, 1936—Vol. 21, No. 3, 1937—Vol. 22, No. 15, 1942—Vol. 27, No. 7, 1937—Vol. 22, No. 26, 1941—Vol. 26, No. 12, 1943—Vol. 28, No. 29, 1937—Vol. 22, No. 8, 1937—Vol. 22, No. 7, 1932—Vol. 17, No. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.
Plumbing Rules	Aug.	3, 1937—Vol. 22, No. 15, 1942—Vol. 27, No. 7, 1937—Vol. 22, No. 26, 1941—Vol. 26, No. 12, 1943—Vol. 28, No. 29, 1937—Vol. 22, No. 8, 1937—Vol. 22, No. 7, 1932—Vol. 17, No. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.
Plumbing Rules (Submerged Inlets; Protective Methods to Prevent Contamination of Water Supply)	Dec.	15, 1942—Vol. 27, No. 7, 1937—Vol. 22, No. 26, 1941—Vol. 26, No. 12, 1943—Vol. 28, No. 29, 1937—Vol. 22, No. 8, 1937—Vol. 22, No. 7, 1932—Vol. 17, No. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.
Procedure, Rules of	Sept.	7, 1937—Vol. 22, No. 26, 1941—Vol. 26, No. 12, 1943—Vol. 28, No. 29, 1937—Vol. 22, No. 8, 1937—Vol. 22, No. 7, 1932—Vol. 17, No. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.
Refrigerating Systems, Extract A.C.	Aug.	26, 1941—Vol. 26, No. 12, 1943—Vol. 28, No. 29, 1937—Vol. 22, No. 8, 1937—Vol. 22, No. 7, 1932—Vol. 17, No. 24, 1936—Vol. 21,

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-2530 (2528-2532 displayed) Tilden avenue, south side, 100 ft. west of Veronica place (Block 5136, Lots 10-12), Borough of Brooklyn.

42-BZ—Application, November 16, 1942, under section 21 of the zoning resolution, of Harry Hurwit, applicant, on behalf of Morris Newman, owner, to permit in a residence use district, the maintenance of a building (garage room) which was erected without providing the rear yard; premises 3426 Barker avenue, east side, 6 in. south of Duncomb avenue (Block 4627, Lot 12), Borough of The Bronx.

42-BZ—Application, November 16, 1942, under section 21 of the zoning resolution, of Harry Hurwit, applicant, on behalf of Harry Klein, owner, to permit in a residence use district, the maintenance of a building (garage room) which was erected without providing the rear yard; premises 3428 Barker avenue, east side, 6 in. south of Duncomb avenue (Block 4627, Lot 112), Borough of The Bronx.

40-BZ—Application, February 16, 1940, under section 7 of the zoning resolution, of Henry C. Brucker, applicant, on behalf of Viegun Realty Corporation, owner (David Miller, lessee), to permit partly in a business use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 71-43 Cypress Hills street, east side, 80 ft. north of Myrtle avenue (Block 3675, part of Lot 17), Ridgewood, Borough of Queens.

42-BZ—Application, December 16, 1942, under section 7c of the zoning resolution, of William V. McDevitt, applicant, on behalf of Socony-Vacuum Oil Company, Inc., to permit partly in a business use and partly in an unrestricted use district, the alteration and extension of an accessory building (used as office, lubricatory, car washing, repairs and repairs) located upon a plot occupied as a gasoline service station and also upon the unrestricted use portion of the plot used for parking more than five motor vehicles; premises 378-394 Coney Island avenue, 86-90 Kermit street, southwest corner and 843-849 Caton avenue, northwest corner of Coney Island avenue (Block 5322, Lots 80 and 84) (Lot 84 was formerly Lots 84 and 85), Borough of Brooklyn.

42-BZ—Application of Tobias Goldstone, applicant, on behalf of Rubar Realty Corporation, owner, reopened March 30, 1943 for consideration re amendment of resolution—re Application, previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the alteration and change of use of a building from public garage for more than five motor vehicles to public garage for more than five motor vehicles and a newspaper distributing station, which will include the parking of more than five motor vehicles; premises 204-210 Astor avenue and 29-37 Hull street, northwest corner (Block 1531, Lot 38), Borough of Brooklyn.

42-BZ—Application, January 5, 1943, under sections 21 and 22 of the zoning resolution, of George P. Ames, applicant, on behalf of Edward A. Clark, owner, to permit in a residence use district, the erection and maintenance of a gasoline service station; premises 148-02 to 148-04 14th avenue and 141-01 to 141-09 148th street, southeast corner (Block 4645, Lot 1), Whitestone, Borough of Queens.

43-BZ—Application, January 15, 1943, under sections 21 and 22 of the zoning resolution, of Raymond Irrera, applicant, on behalf of T. F. Martin Realty Company, owner (Alfred A. Harned, lessee), to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 29 78th avenue, north side, 160 ft. west of Main street (Block 6630, part of Lot 15), Flushing, Borough of Queens.

20-43-BZ—Application, January 14, 1943, under sections 7a and 7c of the zoning resolution, of George H. Cohn, applicant, on behalf of Crew Levick Corporation, owner (Benjamin Zeman, lessee), to permit in a business use district, the alteration and extension of an existing gasoline service station; the erection and maintenance of a new accessory building also, the parking and storage of more than five motor vehicles and, also, the construction of a proposed curb cut on the same street and between the same intersecting streets upon which there is located a school; premises 6101-6111 Bay parkway and 2202-2212 61st street, southeast corner (Block 6550, Lot 6), Borough of Brooklyn.

110-43-BZ—Application, March 12, 1943, under sections 21, 7b and 7c of the zoning resolution, of Slee and Bryson, applicants, on behalf of Fidelity Mutual Life Insurance Company, owner (E. Tosse and Company, Inc., lessee of front portion of second floor); to permit partly in a business use and partly in a residence use district, the alteration and conversion of occupancy of the 2nd story of an existing building from class rooms (of an annex to a public high school) to a factory and also to permit the location of an exit door (from uses other than residence) located in and adjoining a residential zone—contrary to section 7A of the Zoning Resolution; premises 6214-6224 Fourth and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn.

243-42-BZ—Application, March 25, 1942, under section 21 of the zoning resolution, of La Bella Service Station, Inc., applicant and owner, to permit in an unrestricted use district, the erection and maintenance of a gasoline service station having exits and entrances within 200 ft. of entrances or exits to a school; premises 291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

Appeals from Administrative Decisions.

881-40-A—291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

111-43-S—6214-6224 Fourth avenue and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn.

112-43-A—6214-6224 Fourth avenue and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

APRIL 27, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, April 27, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Appeals from Administrative Decisions.

114-43-A—109-131 West 50th street, north side, 235 ft. 6 in. west of Sixth avenue and 110-130 West 51st street (Block 1003, Lot 40), Borough of Manhattan.

13-43-A—4517 Surf avenue, east side, 100 ft. north of Neptune avenue (Block 7824, Lot 138), Borough of Brooklyn.

764-42-A—9-11 Dutch street, west side, 127 ft. south of Fulton street (Block 78, Lot 24), Borough of Manhattan.

837-42-A—413-419 Kent avenue and 27-35 South 8th street, northeast corner (Block 2129, Lot 1), Borough of Brooklyn.

155-43-A—122-02 Liberty avenue, southeast corner of 122nd street (Block 630, Lot 1), Richmond Hill, Borough of Queens.

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776-42-A—821-827 Bergen street, north side, 350 ft. west of Classon avenue and 890-902 Dean street (Block 1141, Lot 28), Borough of Brooklyn.

895-42-A—1381 East 23rd street, east side, 90 ft. north of Avenue N (Block 7659, Lot 11), Borough of Brooklyn.

151-43-A—452 West 23rd street, south side, 201 ft. 7 in. east of Tenth avenue (Block 720, Lot 73), Borough of Manhattan.

46-43-A—5001 Surf avenue, east side, 279 ft. 2¾ in. south of Poplar avenue (Block 7024, Lot 20), Borough of Brooklyn.

55-43-S—1793-1799 Jerome avenue, west side, 325 ft. north of West 176th street (Block 2861, Lot 151), Borough of The Bronx.

140-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Aluminum Plant Building); (Block 2600, Lot 200), Maspeth, Borough of Queens.

141-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Passageways); (Block 2600, Lot 200), Maspeth, Borough of Queens.

142-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Block 2600 (old Blocks, 2601, 2602 and 2595), Lot 200), Maspeth, Borough of Queens (under section 35, General City Law-re beds of mapped streets—47th street, 49th street, 53rd street and 58th avenue).

143-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Rectifier Buildings 1 and 1A); (Block 2600, Lot 200), Maspeth, Borough of Queens.

144-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Transformer Service Building); (Block 2600, Lot 200), Maspeth, Borough of Queens.

145-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Machine Shop Building 44); (Block 2600, Lot 200), Maspeth, Borough of Queens.

146-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Ore Unloading Building 36); (Block 2600, Lot 200), Maspeth, Borough of Queens.

147-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Boiler House Building); (Block 2600, Lot 200), Maspeth, Borough of Queens.

148-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Employment Office, Toilet and Locker Rooms); (Block 2600, Lot 200), Maspeth, Borough of Queens.

149-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Lunch Room); (Block 2600, Lot 200), Maspeth, Borough of Queens.

133-43-A—41-03 to 41-09 36th street, north side, 25 ft. east of Skillman avenue (Block 217, Lots 15-17), Long Island City, Borough of Queens.

165-43-A—150-01 Union turnpike, northeast corner of 150th street (Block 6712, Lots 16 and 17), Flushing, Borough of Queens.

115-43-S—21-10 49th avenue, southeast corner of 2 street (1st floor); (Block 71, Lot 1), Long Island City, Borough of Queens.

77-43-S—41-32 58th street, west side, 115 ft. 10¾ in. north of 43rd avenue (Block 1328, Lot 72), Long Island City, Borough of Queens.

80-43-A—117-08 114th avenue (Linden boulevard), southwest corner of 118th street (Block 11644, Lots 4, 7 and 8), Richmond Hill, Borough of Queens.

126-43-S—213-221 Duffield street, east side, 100 ft. south of Willoughby street and 110-114 Willoughby street (Block 2077, Lot 18), Borough of Brooklyn.

152-43-A—133-147 Empire boulevard, 1730-1750 Bedford avenue, northwest corner and 94-110 Sullivan place (Block 1306, Lot 49), Borough of Brooklyn.

Appliances and Material for Approval.

102-43-SA—R. W. No. 1403 Elevator Interlocking Device.

860-42-SA—Climax Water Sterilizer.

369-41-SM—Peter Cooper Standard No. 1 Extra Special Hide Glue and Peter Cooper Standard 1¾ Hide Glue (animal).

MAY 4, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing on *Tuesday morning May 4, 1943, at 10 o'clock in Room 1013, Municipal Building Manhattan, on the following matters:*

Zoning Applications.

44-43-BZ—Application, January 28, 1943, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Ida Sarfati, owner, to permit in a residential use district, the conversion of occupancy of a building (the legal occupancy is two (2) stores and one family dwelling) to light manufacturing (dresses); premises 70-74 Mott street, west side, 100 ft. north of Hegeman avenue (Block 4294, Lot 32), Borough of Brooklyn.

897-42-BZ—Application, December 23, 1942, under section 7b of the zoning resolution, of Jack Z. Cohen, applicant, on behalf of William Ulmer, Incorporated, owner (Murton Realty Co., Inc., lessee), to permit the extension from an unrestricted use district into a business use district, of an existing gasoline service station; the extension to be used for parking and storage of more than five motor vehicles; premises 1502-1508 Newkirk avenue and 589 East 15th street (Marlborough road), southeast corner (Block 5236, Lot 1), Borough of Brooklyn.

127-35-BZ—Application of Jack Z. Cohen, applicant, on behalf of Joseph Angelone, owner, reopened February 1943, under section 7h of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles (previously acted upon by the Board); premises 115-119 Truitt street, north side, 142 ft. 9¾ in. west of Conway street (Block 1544, Lots 42 and 44), Borough of Brooklyn.

987-41-BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kiesewer, applicant, on behalf of The Texas Company, owner, to permit in a business use district, the reconstruction of and erection of a new accessory building upon an existing gasoline service station; premises 736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block No. 4 Lot No. 6), Borough of Brooklyn.

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Appeal from Administrative Decision.

42-A—796-804 Utica avenue and 736-746 Linden
Avenue, southwest corner (Block No. 4675, Lot No. 6),
Borough of Brooklyn, Misc. 8575-41.

HARRIS H. MURDOCK, *Chairman.*

JUNE 15, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing,
Monday morning June 15, 1943, at 10 o'clock in Room
1013, Municipal Building, Manhattan, on the following
matters:

Zoning Application.

26-BZ—Application of Arnold W. Lederer and James
McGrath, applicants, on behalf of Rose Morizio, owner
opened June 10, 1941, under sections 7f, 7c and 21 of
the zoning resolution, to permit for a stated term of years,
partly in a business use and partly in a residence use dis-
allowing the erection and maintenance of an extension to an
existing garage for more than five motor vehicles; premises

8202-8226 18th avenue, west side, 70 ft. north of 84th
street (Block 6314, Lots 130, 164 and 72), Borough of
Brooklyn.

Appeal from Administrative Decision.

86-42-A—8202-8226 18th avenue, west side, 70 ft. north
of 84th street (Block 6314, Lots 130, 164 and 72), Borough
of Brooklyn (under section 36, General City Law—re erec-
tion of building fronting only on a private right of way
not on the city map).

HARRIS H. MURDOCK, *Chairman.*

JUNE 15, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing,
Tuesday afternoon, June 15, 1943, at 2 o'clock in Room
1013, Municipal Building, Manhattan, on the following
matter:

Appeal from Administrative Decision.

746-42-A—241 West 72nd street, north side, 280 ft. 5½
in. west of Broadway (Block 1164, Lot 15), Borough of
Manhattan.

MINUTES

BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

TUESDAY MORNING, APRIL 13, 1943

Present: Chairman Murdock, Commissioners Savage and
and Deputy Chief Gunn.
The minutes of the regular meetings of the Board held on
Monday morning, April 6, 1943, and Tuesday afternoon,
April 6, 1943, were approved as printed in Bulletin No. 15,
April 28.

ZONING CASES

6-BZ
APPLICANT—Arnold W. Lederer and James W. Mc-
Grath, for Rose Morizio, owner.
SUBJECT—Application reopened June 10, 1941 (decision of
the borough superintendent) under sections 7f, 7c
and 21 of the zoning resolution, to permit for a
stated term of years, partly in a business use and
partly in a residence use district, the erection and
maintenance of an extension to an existing garage
for more than five motor vehicles.
PREMISES AFFECTED—8202-8226 18th avenue, west
side, 70 ft. north of 84th street (Block 8314, Lots
130, 164 and 72), Borough of Brooklyn.
APPEARANCES—
For Applicant: Arnold W. Lederer and Anton
Gronich.
For Opposition: None.
For Administration: Fred Dahlem, Dep't of Hous-
ing and Buildings.
ACTION OF BOARD—Laid over to June 15, 1943 at 10
A. M., for further consideration by the Board.

ABZ
APPLICANT—Henry C. Brucker, for Viegun Realty Cor-
poration, owner (David Schaller, lessee).
SUBJECT—Application (decision of the borough super-
intendent) under section 7h of the zoning resolution,
to permit partly in a business use and partly in a

residence use district, for a term of two years, the
parking and storage of more than five motor vehicles.
PREMISES AFFECTED—71-43 Cypress Hills street, east
side, 80 ft. north of Myrtle avenue (Block 3675,
part of Lot 17), Ridgewood, Borough of Queens.
APPEARANCES—
For Applicant: None.
For Opposition: None.
ACTION OF BOARD—Laid over to April 27, 1943 at 10
A. M. on written request of applicant, to notify
property owners in the affected area.

801-42-BZ
APPLICANT—Harry Hurwit, for Morris Newman, owner.
SUBJECT—Application (decision of the acting borough
superintendent) under section 21 of the zoning
resolution, to permit in a residence use and also
C area district, the maintenance of a building (play
room) which was erected without providing the re-
quired rear yard.
PREMISES AFFECTED—3426 Barker avenue, east side,
38 ft. 6 in. south of Duncomb avenue (Block 4627,
Lot 12), Borough of The Bronx.
APPEARANCES—
For Applicant: Harry Hurwit.
For Opposition: None.
For Administration: Fred Dahlem, Dep't of Hous-
ing and Buildings and G. Goldman, Board of
Education.
ACTION OF BOARD—Laid over to April 27, 1943 at 10
A. M. for further consideration by the Board.

802-42-BZ
APPLICANT—Harry Hurwit, for Harry Klein, owner.
SUBJECT—Application (decision of the acting borough
superintendent) under section 21 of the zoning
resolution, to permit in a residence use and also
C area district, the maintenance of a building (play
room) which was erected without providing the
required rear yard.

MINUTES

PREMISES AFFECTED—3428 Barker avenue, east side, 18 ft. 6 in. south of Duncomb avenue (Block 4627, Lot 112), Borough of The Bronx.

APPEARANCES—

For Applicant: Harry Hurwit.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings, and G. Goldman, Board of Education.

ACTION OF BOARD—Laid over to April 27, 1943 at 10 A. M. for further consideration by the Board.

890-42-BZ

APPLICANT—William V. McDevit, for Socony-Vacuum Oil Company, Incorporated, owner.

SUBJECT—Application (decision of the borough superintendent) under section 7c of the zoning resolution, to permit partly in a business use and partly in an unrestricted use district, the alteration and extension of an accessory building (used as office, lubricatory, car washing, brakes and repairs) located upon a plot occupied as a gasoline service station and also upon the unrestricted use portion of the plot used for parking more than five motor vehicles.

PREMISES AFFECTED—378-394 Coney Island avenue, 86-90 Kermit place, southwest corner and 843-849 Caton avenue, northwest corner (Block 5322, Lots 80 and 84); (Lot 84 was formerly Lots 84 and 85), Borough of Brooklyn.

APPEARANCES—

For Applicant: William V. McDevit.

For Opposition: R. O. Wassmer and Harold Klorfein, Dep't of Parks.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to April 27, 1943 at 10 A. M. for inspection by a committee of the Board. No further argument.

110-43-BZ

APPLICANT—Slee and Bryson, for Fidelity Mutual Life Insurance Company, owner (E. Tosse and Company, lessee, front portion of second floor).

SUBJECT—Application (decision of the borough superintendent) under sections 21, 7b and 7c of the zoning resolution, to permit partly in a business use and partly in a residence use district, the alteration and conversion of occupancy of the 2nd story of an existing building from class rooms (of an annex to a public high school), to a factory and also to permit the location of an exit door (from uses other than residence) located in and adjoining a residential zone—contrary to section 7A of the zoning resolution.

PREMISES AFFECTED—6214-6224 Fourth avenue and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn.

APPEARANCES—

For Applicant: C. Elmer Blomberg, John J. Johnston, Robert H. Bergen, W. J. Kalt and John B. Slee.

For Opposition: J. F. Kelly, Margaret K. Udell, John W. Nielsen, John H. Thompson, Antonia Michelitsch, Frieda Von Ochsen, M. Zulenski, Maria De Franceschi and others.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to April 27, 1943 at 10 A. M. for inspection by a committee of the Board. No further argument.

APPEALS FROM ADMINISTRATIVE DECISIONS

86-42-A

APPLICANT—Arnold W. Lederer, for Rose Moriz owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn (under section 36, General City Law re erection of building fronting only on private right-of-way not on city map).

APPEARANCES—

For Applicant: Arnold W. Lederer and Anton Grösch.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to June 15, 1943 at 10 A. M. for further consideration by the Board.

111-43-S

APPLICANT—Slee and Bryson, for Fidelity Mutual Life Insurance Co., owner (E. Tossee and Co., Inc., lessee, front portion of 2nd floor).

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—6214-6224 4th avenue, and 379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn.

APPEARANCES—

For Applicant: C. Elmer Blomberg, John J. Johnston, Robert H. Bergen, W. J. Kalt and John B. Slee.

For Opposition: J. F. Kelly, Margaret K. Udell, John W. Nielsen, John H. Thompson, Antonia Michelitsch, Frieda Von Ochsen, M. Zulenski, Maria De Franceschi and others.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to April 27, 1943 at 10 A. M. for inspection by a committee of the Board.

112-43-A

APPLICANT—Slee and Bryson, for Fidelity Mutual Life Insurance Co., owner (E. Tosse and Co., Inc., lessee of front portion of 2nd floor).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—6214-6224 Fourth avenue and 265-279 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn.

APPEARANCES—

For Applicant: C. Elmer Blomberg, John J. Johnston, Robert H. Bergen, W. J. Kalt and John B. Slee.

For Opposition: J. F. Kelly, Margaret K. Udell, John W. Nielsen, John H. Thompson, Antonia Michelitsch, Frieda Von Ochsen, M. Zulenski, Maria De Franceschi and others.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to April 27, 1943 at 10 A. M. for inspection by a committee of the Board.

Adjourned: 12:05 P. M.

JOSEPH J. DOYLE, Chief Clerk

MINUTES

REGULAR MEETING

TUESDAY AFTERNOON, APRIL 13, 1943

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

ZONING CASES

29-BZ

APPLICANT—Louis P. McMurrer, for Mahland Holding Co., Inc., owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—decision of the borough superintendent—Application, previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the erection and maintenance of a gasoline service station.

PREMISES AFFECTED—43-45 Empire boulevard, northeast corner of Washington avenue (Block 1196, Lots 1 and 3), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Request to reopen, withdrawn.

THE VOTE TO WITHDRAW REQUEST TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0.

42-BZ

APPLICANT—Street and Adikes, for Boulevard Gardens Housing Corporation, owner.

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7d of the zoning resolution, permitting in a residence use district, the use of a plot of ground as a recreational area for the tenants of a building not located on the same lot with a proposed use.

PREMISES AFFECTED—56-39 to 56-51 30th avenue, north side, 100.78 ft. east of 56th place (Block 1024, Lot 8), Woodside, Borough of Queens.

APPEARANCES—

For Applicant: J. M. Adikes.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Requested to reopen, withdrawn on request of applicant.

THE VOTE TO WITHDRAW REQUEST TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

27-BZ

APPLICANT—Margaret Cooney, for Colonial Beacon Oil Co., owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Application (decision of the superintendent of buildings) previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the erection and maintenance of a gasoline service station.

PREMISES AFFECTED—Southwest corner of Avenue U and Brigham street (Block 7369, Lot 11), Borough of Brooklyn.

APPEARANCES—

For Applicant: Edwin H. Snackenberg.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (1025-27-BZ)

WHEREAS, this application under section 21 of the zoning resolution, permitting in a business use district, the erection and maintenance of a gasoline service station, affecting premises southwest corner of Avenue U and Brigham street (Block 7369, Lot 11), Borough of Brooklyn, was granted by the Board on February 28, 1928, on certain conditions, time extended on July 27, 1928, resolution amended on March 25, 1930 and December 4, 1931; and

WHEREAS, the applicant requested a further amendment of the resolution, with reference to signs.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of February 28, 1928, as amended through December 4, 1931, only in so far as it has reference to signs, so that as amended, the resolution shall read:

"Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution, and that the application be and it hereby is granted on condition that there shall be erected a one-story building for the use and accommodation of the patrons of the premises; that the building shall be finished on the exterior with glazed white enamel brick and with vitreous tile roofing; that there may be two pits for the purpose of greasing and oiling of cars to be located and constructed as shown on plans submitted with the application for modification, received in this office February 26, 1930; that there shall be no portable gasoline tanks maintained or operated on these premises; that any signs shall be restricted to the illuminated lamps or the oil pumps and a permanent flat sign attached to the accessory building precluding all roof signs and temporary signs, but permitting the installation of a post-standard within the building line for supporting a sign which may be illuminated advertising only the brand of gasoline on sale, provided such sign does not extend beyond the building line for a distance of more than four (4) feet; that there shall be constructed along the building line of Brigham street, a concrete curbing not less than 8 in. in width and 12 in. in height and that all permits required shall be obtained and any work involved shall be completed within two months from the date of this amended resolution."

272-36-BZ

APPLICANT—Herman Kron, for Mayjay Realty Corporation, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the commissioner of buildings) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a temporary period, the parking of more than five motor vehicles (pleasure-car type) and storage of such automobiles offered for sale.

PREMISES AFFECTED—1-5 Second avenue and 98-112 East Houston street, northwest corner (Block 456, Lot 34), Borough of Manhattan.

APPEARANCES—

For Applicant: Herman Kron.

For Opposition: Harold Klorfein, Dept. of Parks.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

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THE VOTE TO REOPEN AND EXTEND PERMIT—
Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (272-36-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district for a temporary period, the parking of more than five motor vehicles (pleasure-car type) and the storage of such automobiles offered for sale, affecting premises 1-5 Second avenue and 98-112 East Houston street, northwest corner (Block 456, Lot 34), Borough of Manhattan, was granted by the Board on June 15, 1937, on certain conditions, permit extended June 7, 1939 and May 13, 1941 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of June 15, 1937 as amended June 7, 1939 and May 13, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h for a term of two (2) years from the date of this *amended* resolution."

1177-38-BZ

APPLICANT—Peggy Cooney, for Michael Mark and Margaret Mark, owners.

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting in a business use district, the extension in area of an existing gasoline service station and, also, the removal, extension and relocation in a new position of a motor vehicle repair shop (previously granted by the Board).

PREMISES AFFECTED—71-14 to 71-16 73rd place (formerly 72-08 to 72-10 73rd place; 4654 Proctor street; 28 Proctor street), west side, 123 ft. 6½ in. south of Central avenue (Block 3691 (2687), Lots 9 and 10 and part of Lot 5), Glendale, Borough of Queens.

APPEARANCES—

For Applicant: Edwin H. Snackenberg.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (1177-38-BZ)

WHEREAS, this application under section 7c of the zoning resolution, permitting in a business use district, the extension in area of an existing gasoline service station and also the removal, extension and relocation of a new position of a motor vehicle repair shop (previously granted by the Board), affecting premises 71-14 to 71-16 73rd place (formerly 72-08 to 72-10 73rd place; 4654 Proctor street; 28 Proctor street), west side, 123 ft. 6½ in. south of Central avenue (Block 3691 (2687), Lots 9 and 10 and part of Lot 5), Glendale, Borough of Queens, was granted by the Board on May 31, 1939, on certain conditions; and

WHEREAS, the applicant requested an extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of May 31, 1939, only in so far as it has reference to obtaining permits and completion of the work, so that as amended, this portion of the resolution shall read:

"that in view of the statement by the applicant's representative that all permits have been obtained except

for the brand sign and all work substantially completed all permits shall be obtained and all work completed within two (2) months from the date of this *amended* resolution."

309-40-BZ

APPLICANT—Lama and Proskauer, for Domenick Sa zone, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—125-127 Carroll street, north side, 129 ft. west of Henry street (Block 349, Lot 32), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn...

Negative 0

THE RESOLUTION (309-40-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a residence use district for a term of two years, the parking and storage of more than five motor vehicles, affecting premises 125-127 Carroll street, north side, 129 ft. west of Henry street (Block 349, Lot 32), Borough of Brooklyn, was granted by the Board on February 11, 1941, on certain conditions and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of February 11, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted for a term of two (2) years from the date of this *amended* resolution."

531-41-BZ

APPLICANT—Cornelius G. De Loco, for Earned Holdings Corporation, owner.

SUBJECT—Application for consideration—reopening and extension of time to complete—Application (decision of the borough superintendent) previously granted on condition, under section 7g of the zoning resolution, permitting in an unrestricted district, the conversion of occupancy of a building to a garage for more than five motor vehicles, said garage having vehicular entrances within 15 ft. of an exit or entrance to a public school.

PREMISES AFFECTED—108-120 Knickerbocker avenue, west side, 19 ft. 9½ in. south of Thames street (Block 3013, Lot 15), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn...

Negative 0

THE RESOLUTION (531-41-BZ)

WHEREAS, this application under section 7g of the zoning resolution, permitting in an unrestricted use district, the conversion of occupancy of a building to a garage

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more than five motor vehicles; said garage having vehicular spaces within 200 ft. of an exit or entrance to a public pool, affecting premises 108-120 Knickerbocker avenue, east side, 19 ft. 9½ in. south of Thames street (Block 3013, Lot 15), Borough of Brooklyn, was granted by the Board on January 20, 1942, on certain conditions and the applicant requested an extension of time to complete the work. *Resolved*, that the Board of Standards and Appeals does hereby *amend* the resolution adopted by the Board on January 20, 1942 only in so far as it has reference to the completion of the work, so that as amended, this portion of the resolution shall read:

"that in view of the statement by the applicant that all permits have been obtained and all work substantially completed, all work shall be completed within two (2) months from the date of this *amended* resolution."

120-42-BZ

APPLICANT—Randolph H. Almiroty, for The Salvation Army, owner.

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting in a business use district, the conversion of occupancy of an existing building to paper sorting and baling and, also for factory use covering more than the permissible 25% of the total floor area.

PREMISES AFFECTED—2-22 Quincy street and 1-9 Downing street, southeast corner (Block 1972, part of Lot 2), Borough of Brooklyn.

APPEARANCES—

For Applicant: Randolph H. Almiroty,
For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (120-42-BZ)

WHEREAS, this application under section 7c of the zoning resolution, permitting in a business use district, the conversion of occupancy of an existing building to paper sorting and baling and, also for factory use covering more than permissible 25% of the total floor area, affecting premises 2-22 Quincy street and 1-9 Downing street, southeast corner (Block 1972, part of Lot 2), Borough of Brooklyn, was granted by the Board on April 28, 1942, on certain conditions and the applicant requested an extension of time to complete the work.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted by the Board on April 28, 1942, only in so far as it has reference to obtaining permits and completion of the work, so that as amended, this portion of the resolution shall read:

"that in view of the statement by the applicant that the work is partially completed and is delayed because of the difficulty in getting priorities, all permits shall be obtained and all work completed within six (6) months from the date of this *amended* resolution."

APPEALS FROM ADMINISTRATIVE DECISIONS

12-A

APPLICANT—Adon Realty Corporation, lessee, for The Ministers, Elders and Deacons of the Reformed Protestant Dutch Church of the City of New York, owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—9-11 Dutch street, west side, 127 ft. south of Fulton street (Block 78, Lot 24), Borough of Manhattan.

APPEARANCES—

For Applicant: William M. Bick and Elias Cohen.
For Administration: Peter Maher, Fire Dep't.

ACTION OF BOARD—Laid over to April 27, 1943 at 2 P.M., for further consideration by the Board.

776-42-A

APPLICANT—Sidney H. Kitzler, for Berdean Holding Corporation, owner (Messing Bakeries, Incorporated, lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—821-827 Bergen street, north side, 350 ft. west of Classon avenue and 890-902 Dean street (Block 1141, part of Lot 28), Borough of Brooklyn.

APPEARANCES—

For Applicant: Sidney H. Kitzler and Morris Messing.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Laid over to April 27, 1943 at 2 P.M. for inspection by a committee of the Board.

837-42-A

APPLICANT—Sidney H. Kitzler, for Manny Fleisher, owner (Prince Lacquer and Chemical Co., Inc. lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—413-419 Kent avenue and 27-35 South 8th street, northeast corner (Block 2129, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to April 27, 1943 at 2 P.M. for further consideration by the Board.

895-42-A

APPLICANT—Arnold W. Lederer, for Loretto Doris, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—1381 East 23rd street, east side, 90 ft. north of Avenue N (Block 7659, Lot 11), Borough of Brooklyn.

APPEARANCES—

For Applicant: Arnold W. Lederer.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to April 27, 1943 at 2 P.M. for inspection by a committee of the Board.

46-43-A

APPLICANT—Milton B. Weissman, for Sayra Nisgore, owner (Harbour Kiddie Kamp, lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—5001 Surf avenue, east side, 279 ft. 2¾ in. south of Poplar avenue (Block 7024, Lot 20), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to April 27, 1943 at 2 P.M. for inspection by a committee of the Board.

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55-43-S

APPLICANT—Michael Glick, for 1793 Jerome Realty Corporation, owner.

SUBJECT—Variation of the labor law as cited in a decision of the acting borough Superintendent.

PREMISES AFFECTED—1793-1797 Jerome avenue, west side, 325 ft. north of East 176th street and 287 ft. south of East 177th street (Block 2861, Lot 151), Borough of The Bronx.

APPEARANCES—

For Applicant: Michael Glick.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to April 27, 1943 at 2 P.M., for inspection by a committee of the Board.

114-43-A

APPLICANT—Philip Freshman and John T. Briggs, for Consolidated Biological Products, Inc. (Big Top, Inc., lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—109-131 West 50th street, north side, 235 ft. 6 in. west of Sixth avenue, and 110-130 West 51st street (Block 1003, Lot 40), Borough of Manhattan.

APPEARANCES—

For Applicant: John T. Briggs.

For Opposition: Sidney Rositi.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to April 27, 1943 at 2 P.M., at request of applicant.

151-43-A

APPLICANT—De Pace and Juster, Inc., for Anna Fregosi, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—452 West 23rd street, south side, 201 ft. 7 in. east of 10th avenue (Block 720, Lot 73), Borough of Manhattan.

APPEARANCES—

For Applicant: A. De Pace, Daniel Weiling and Carol A. Muscia.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Laid over to April 27, 1943 at 2 P.M., for inspection by a committee of the Board.

155-43-A

APPLICANT—Melvin A. Albert for Weisman, Celler, Quinn, Allan and Spett, for Metropolitan Playhouses, Inc., owner, and Randforce Amusement Corp., lessee.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—122-02 Liberty avenue, southeast corner of 122nd street (Block 630, Lot 1), Richmond Hill, Borough of Queens.

APPEARANCES—

For Applicant: Charles Glick.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to April 27, 1943 at 2 P.M., at request of applicant's representative.

79-43-A

APPLICANT—Felix J. Alia, owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—195 Victory boulevard, north side, 149.96 ft. east of Pike street (Block 33, Lot 33), Tompkinsville, Borough of Richmond.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioner Blum and Deputy Chief Gunn.....

Negative: Commissioner Savage

686-42-S

APPLICANT—The Hospital Supply Company and The Watters Laboratories, Consolidated (lessees), for 155-159 East 23rd Street, Incorporated, owner.

SUBJECT—Variation of the labor law as cited in an order and a decision of the fire commissioner.

PREMISES AFFECTED—155-159 East 23rd street, north side, 84 ft. west of Third avenue (Block 879, Lot 3), Borough of Manhattan.

APPEARANCES—

For Applicant: William H. Meyer and Edward Demish.

For Administration: Insp. Meyer, Fire Dept.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn..

Negative

THE RESOLUTION (686-42-S)

WHEREAS, The Hospital Supply Company and The Watters Laboratories, Consolidated, applicants and lessees, for 155-159 East 23rd Street, Inc., owner, filed September 1942, an application for variation of the labor law as cited in an order and a decision of the fire commissioner premises 155-159 East 23rd street, north side, 84 ft. west of Third avenue (Block 879, Lot 3), Borough of Manhattan; and

WHEREAS, Order No. 14349-LF, issued by the fire commissioner April 22, 1942, reads:

"3. Arrange iron bars on windows on rear of cellar so as to be readily movable or removable from both sides in such a manner as to afford the free and unobstructed use of such windows for the purpose of egress Section 272 of the Labor Law."

and

WHEREAS, the said order was referred to in a decision of the fire commissioner, dated August 31, 1942; and

WHEREAS, the applicant states the building is six stories (70 ft.) in height, 78 ft. by 90 ft. in area; Class 3 construction; erected in 1890; located in a business use district and occupied: cellar, manufacturing crating metal hospital equipment, 10 persons; 1st floor, showroom and office, 10 persons; 2nd floor, manufacturing metal hospital equipment storage and office, 7 persons; 3rd floor, manufacturing metal hospital equipment, 10 persons; 4th to 6th floors inclusive manufacturing metal hospital equipment and storage, 25 and 12 persons, respectively; that the building is equipped with a sprinkler system; fire drills are maintained there are two interior stairways of wood construction, closed in brick, equipped with fireproof doors both leading from street to roof; that the east stairway is 44 in. in width and the west is 35 in. in width; and

WHEREAS, the applicant contends that there are no windows affected at the rear of the cellar story, one of which is equipped with an opening for egress; that there are two stairways for egress from this basement and that the present occupant has occupied the building since 1915 at which time it was remodeled and approved for manufacturing; that the conditions are practically the same when the building was originally approved and Certified

MINUTES

Occupancy 1333 issued June 17, 1919, with the exception that a sprinkler system has been installed; and that the iron bars on the rear of the cellar have been there since the erection of the building and were allowed to remain when the building was reconstructed in 1918 and apparently approved by all departments; that on August 18, 1938, Fire Prevention Order 2074-LF was issued covering the same question and the matter was taken out of the hands of the Fire Department by the Dept. of Housing and Buildings, which issued violation order 311, dated January 23, 1939, covering the same subject; that said order 311 was dismissed by the Dept. of Housing and Buildings February 10, 1939, after inspection; that there are never more than five men working in the basement; that one of the windows has a door for exit if necessary; that the windows face on a small areaway from which there is no egress; that in view of these facts variation is requested to be granted as to the barred windows in question.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the requirements of the labor law, as cited in order 14349-LF of the fire commissioner, and that the application be and it hereby is granted as to item 3, on condition that bars shall remain removed from the window to permit access to the rear area and that a permanently fixed iron ladder shall be installed to permit exit from such area to the rear yard above; that the sprinkler system shall be maintained to the satisfaction of the fire commissioner; that in all other respects, the requirements of order 14349-LF, shall be complied with other than as modified by the Board under Cal. 687-42-A as to item 2; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto other than as modified by the Board under Cals. 57-32-S and 261-42-A.

687-42-A

APPLICANT—The Hospital Supply Company and The Watters Laboratories, Consolidated (lessees), for 155-159 East 23rd street, Incorporated, owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—155-159 East 23rd street, north side, 84 ft. west of Third avenue (Block 879, Lot 3), Borough of Manhattan.

APPEARANCES—

For Applicant: William H. Meyer and Edward Demish.

For Administration: Insp. Maher, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (687-42-A)

WHEREAS, The Hospital Supply Company and The Watters Laboratories, Consolidated, applicants and lessees, for 155-159 East 23rd street, Inc., owner, filed September 18, 1942, appeal from an order and a decision of the fire commissioner, affecting premises: 155-159 East 23rd street, north side, 84 ft. west of Third avenue (Block 879, Lot 3) Borough of Manhattan; and

WHEREAS, Order 14349-LF, issued by the Fire Commissioner April 22, 1942, and referred to in his decision of August 31, 1942, reads:

"2. Replace missing iron shutters on windows at west side of building which are distant in a direct line less than 30' from any opening in any other building and not in the same plane with said openings and which are not more than 50' above a neighboring roof at W. side of building, or other approved protection. 491 A.2.2.0, Adm. Code."

WHEREAS, applicant states the building is 6 stories (7 ft.) height, 78 ft. by 90 ft. in area; Class 3 construction;

erected in 1890; located in a business use district; used since 1919 as follows: Cellar, manufacturing crating, metal hospital equipment, 10 persons; 1st floor, showroom and office, 25 persons; 2nd floor, manufacturing metal hospital equipment, storage and office, 7 persons; 3rd floor, factory and metal hospital equipment, 10 persons; 4th to 6th floors, inclusive, same, 35, 25 and 12 persons, respectively, for which Certificate of Occupancy 1333-19 was issued June 17, 1919, and that the building is equipped with a sprinkler system; and

WHEREAS, the applicant contends that prior to the demolition of the 6-story non-fireproof building to the west, the windows in the building in question on that side were protected by steel shutters; that after the erection of the post office on the premises adjoining to the west, said post office being one story in height for half of the depth and only two stories in height for the balance of fireproof construction and the nearest windows in the post office wall being approximately 25 ft. to 30 ft. away and above the second story, no windows are within 70 ft. of the building in question; that the owner was advised by the insurance company's inspectors and the Fire Department inspectors that these shutters could be removed; that these shutters were removed except from the ground floor and the brackets for same still remain on the windows; that it would be difficult to obtain priorities on steel to comply with the order at the present time.

Resolved, that the order of the fire commissioner, 14349-LF, be and it hereby is modified and that the appeal be and it hereby is granted as to item 2, on condition that where the windows on the court on the west side open directly into the floor and not into toilets or dressing rooms having partitions to the ceiling, a sprinkler head shall be maintained beside such windows at a distance of not more than two (2) feet away; that the sprinkler system shall be maintained to the satisfaction of the fire commissioner and that all other items of order 14349-LF shall be complied with, other than as modified by the Board as to item 3 of Cal. 686-42-S; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto other than as modified by the Board under Cal. 57-32-S and 261-42-A.

829-42-A

APPLICANT—Sidney L. Strauss, for Rotosher Corporation, owner.

SUBJECT—Appeal from an order of the fire commissioner.

PREMISES AFFECTED—146 Greene street, west side, 120 ft. 2¼ in. south of West Houston street (Block 513, Lot 9), Borough of Manhattan.

APPEARANCES—

For Applicant: Sidney L. Strauss.

For Administration: Fred Dahlem, Dep't of Housing and Buildings, Insp. Meyer and Insp. Maher, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (829-42-A)

WHEREAS, Sidney L. Strauss, for Rotosher Corporation, owner, filed November 27, 1942, an appeal from an order of the fire commissioner affecting premises 146 Greene street, west side, 120 ft. 2¼ in. south of West Houston street (Block 513, Lot 9), Borough of Manhattan; and

WHEREAS, Order 32420-LC, issued by the fire commissioner October 21, 1942, reads:

"With reference to your application dated recently for a permit to store combustible fibre at above location, it is regretted that permit may not be issued for the reason that building in part is occupied as a workshop or factory and premises occupied by you are not separated therefrom in the manner prescribed by Section C19-149.0-F, Art. 26, Administrative Code.

MINUTES

You are therefore, hereby advised to:

1. Discontinue the storage of combustible fibre in a quantity exceeding one ton on these premises. C19-140.0-B, Art. 26, Administrative Code."

and

WHEREAS, the applicant states that the building is cellar and four stories (54 ft.) in height; 25 ft. by 95 ft. in area at first floor; 25 ft. by 86 ft. 10 in. in area at typical floor; of Class 3 construction; equipped with a one-source dry sprinkler system under Appl. 182-40 and also a fire alarm system; erected in 1877; located in an unrestricted use district and used and occupied: Cellar, scouring yarn, 3 persons; first floor, storage of spooled yarn, no persons; second floor, storage of spooled yarn, no persons; third floor, rag sorting, no persons; fourth floor, rag sorting, 2 persons; and

WHEREAS, the applicant states that the tenants on the third and fourth stories sort rags and the tenant on the third story has requested a permit from the Fire Department in view of the fact that the storage of rags is in excess of one ton; that one tenant on the third floor and two tenants on the fourth floor are engaged in this type of business, so that there are more than five tons of loose rags in the building; that the building is owned by the same owner as 148 Greene street to the north, who occupies 148 Greene street throughout and the cellar, first and second floors of the building affected by this appeal; that there are horizontal openings on the first and second floors between 146 and 148 Greene street, each protected on both sides with Class A Underwriters Doors; that the cellar of 146 Greene street is used for scouring of yarn in which process coal tar products only are used; that the first and second floors are used for storage of spooled yarn; that the third floor is used for rag sorting and bagging; that the fourth floor is used for rag sorting and bagging; that the interior stairway extends from street to top story and is enclosed in fire retarded partitions and iron ladder leads from top story to scuttle in roof; that second means of egress is provided by means of Labor Law fire escape at the front of the building; and

WHEREAS, the applicant contends that the Fire Department classified the cellar occupancy as a factory; that the cellar ceiling is fire retarded with metal lath and cement plaster and the cellar stairs is enclosed with terra cotta blocks; that in view of the low occupancy and the ample protection within the building itself, it is requested that the Board permit the issuance of the permit for the storage of five tons of loose rags on each of the third and fourth floors of the premises.

Resolved, that the order of the Fire Commissioner, 32420-LC, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto and that the proposed combustible fibre occupancy on the third and fourth floors shall be maintained to the satisfaction of the fire commissioner; and, *granted* only so long as conditions described herein are continued.

53-43-A

APPLICANT—John E. Cahill, for William Sanborn, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—135-42 152nd (Meacham) avenue, south side, 280 ft. west of Van Wyck boulevard (Block 11905, Lots 235 and 236), South Ozone Park, Borough of Queens.

APPEARANCES—

For Applicant: John E. Cahill.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (53-43-A)

WHEREAS, John E. Cahill, for William Sanborn, owner, filed on February 6, 1943, an appeal from a decision of the borough superintendent affecting premises 135-42 152nd (Meacham) avenue, south side, 280 ft. west of Van Wyck boulevard (Block 11905, Lots 235 and 236), South Ozone Park, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated January 7, 1943 on N. B. Applic. 3-43 reads:

"1. The erection of a frame building within the fire limits is contrary to sec. 4.1.2 of the Bldg. Code."

and
WHEREAS, the applicant states that the building is 1 story (10 ft.) in height, 12 ft. by 20 ft. in area, of class 4 construction, located in an undertermined D area district, to be used as a one-car garage, accessory to the present dwelling and

WHEREAS, Violation No. 3869-42 was issued August 1, 1942 for erecting frame garage without approved plan or permit in violation of Section 2.1.1.1 of the Building Code and C26-161.0 of the Administrative Code; and

WHEREAS, the applicant contends that the question involved is one of fire hazard and it is proposed to minimize any fire hazard by surfacing the exterior of the garage wall facing the interior westerly lot line with asbestos shingles or as an alternative to brick fill said wall between studs; that the roof will be surfaced with approved asphalt shingles and the garage building will be located 2 ft. from the westerly lot line, 6 ft. from the west line of the existing 1 story frame dwelling and will have a rear yard of not less than 15 ft. in depth; that the garage will be used solely for the storage of one car as accessory to the dwelling on the lot; that in view of these facts, it is requested that the Board grant a variation of the requirements of the Administrative Code, so as to permit the garage to remain as previously constructed.

Resolved, that the decision of the borough superintendent on N. B. Applic. 3-43, Obj. 1, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the building shall in all other respects, meet the requirements for a similar building when erected outside the fire limits; that the building shall be surfaced on the side and roof as proposed and shall not be located nearer than 2 ft. to the adjoining lot line.

106-43-S

APPLICANT—M. Ewing Fox Company, Inc., owner.

SUBJECT—Variation of the labor law as cited in a decision of the acting borough superintendent.

PREMISES AFFECTED—240 East 136th street, southeast corner of Rider avenue (Building 1); (Block 2320, Lot 5), 241-251 East 136th street and 190-2 Rider avenue, northeast corner (Buildings 2 to 4 inclusive); (Block 2320, Lot 53), Borough of The Bronx.

APPEARANCES—

For Applicant: W. R. Fox.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (106-43-S)

WHEREAS, M. Ewing Fox Co., Inc., owner, filed March 12, 1943, an application for variation of the labor law, cited in a decision of the acting borough superintendent affecting premises 240 East 136th street; southeast corner Rider avenue, Building No. 1 (Block 2320, Lot 5), and 241-251 East 136th street, northeast corner of Rider avenue, Bldgs. Nos. 2 and 4 (Block 2320, lot 53), Borough of The Bronx; and

MINUTES

WHEREAS, the decision of the acting borough superintendent, dated February 19, 1943, reads:

"Receipt is acknowledged of your letters of January 30, and February 9, regarding the installation of panic bolts at the subject premises.

In reply, please be advised that an inspection was made of said premises on February 17, and the inspector reported that the said building is being occupied as a factory, and the installation of panic bolts in a factory building is contrary to Section 272, subdivision 3 of the Labor Law. Permission for such installation, therefore, cannot be granted by this Department."

WHEREAS, the applicant states that the premises consist of group of fourteen buildings of Class 3 construction, located in an unrestricted use district, erected prior to 1913, equipped throughout with an interior fire alarm system and fire drills maintained; that Bldg. No. 1 (240 E. 136th street) is 2 stories, 45 ft. 4 in. in height, 25 ft. by 100 ft. 3 in. in area; occupied: Cellar, boiler and storage, 1 person; 1st and 2nd floors, packaging and storage, 6 persons each floor; 3rd floor, mixing and storage, 4 persons; 4th floor, office and laboratory, 8 persons; there are three interior wood stairs, 3 in., 23 and 28 in. in width, respectively, two of which are enclosed with $\frac{7}{8}$ in. tight board equipped with wood doors; that stairs on east wall lead directly to street and stairs on south wall extend to roof; that there are two fire escapes leading to roof by ladder and to street by ladder, windows on course of which are not protected; adjoining buildings are 12 ft. higher; Building No. 2 (251 East 136th street) is 2 stories, 26 ft. 6 in. in height, used: Cellar, storage, 2 persons; 1st floor, shipping room, 4 persons; 2nd floor, dressing and lunchroom, 24 persons; that there is one interior 4 ft. wood stairs leading from 2nd floor to street, enclosed with brick and equipped with self-closing fire doors; that adjoining buildings are 14 ft. high at east and west; $\frac{1}{2}$ ft. higher at north; that Building No. 4 (241-45 E. 136th street) is 3 stories in height, 75 ft. by 63 ft. in area; occupied: 1st floor, packing and storage of calcimines, 4 persons; 2nd and 3rd floors, mixing and storage, 2 and 1 person, respectively; equipped with one interior wood stairs 3 ft. in width enclosed with $\frac{7}{8}$ in. tight boards, extending to street and one fire escape extending to roof by stair and yard by stairs height of adjoining buildings 17 feet lower; and

WHEREAS, it is proposed to install panic bolts (Sargent Co. No. J5344L on two doors leading to street from Building No. 4, one door leading to street from Bldg. No. 2 and one door leading to street from Bldg. No. 1 and on doors leading to east stairway on 1st, 2nd and 3rd floors in Bldg. No. 1, all as indicated on plans filed with this appeal marked "Received April 2, 1943"; and

WHEREAS, the applicant contends that the panic bolts in question are being installed, as directed by the Plant Security Section of the U. S. Army to prevent sabotage; and

WHEREAS, the applicant has filed a copy of the recommendation of the Plant Security Officer, Metropolitan Military District, 2nd Service Command, that all doors leading to the plant area be equipped with panic bolts.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the requirements of the labor law, as cited in a decision of the acting borough superintendent, dated February 19, 1943, and that the application and it hereby is granted on condition that panic bolts shall be of approved type and installed only on such doors as are indicated on plan filed with this appeal marked "Received April 2, 1943"; that the fire alarm system shall be maintained to the satisfaction of the fire commissioner; that any variance shall continue only during the term of the present emergency and that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

13-43-A

APPLICANT—Lauritz Lauritzen, for 36-08 Review Avenue Corporation, owner (Stoll Metal Corporation, lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—36-08 Review avenue, west side, 98.99 ft. south of Greenpoint avenue (Block 312, Lot 35), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Lauritz Lauritzen.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (153-43-A)

WHEREAS, Lauritz Lauritzen, for 36-08 Review Avenue Corporation, owner (Stoll Metal Corporation, lessee), filed April 2, 1943, an appeal from a decision of the borough superintendent affecting premises 36-08 Review avenue, west side, 98.99 ft. south of Greenpoint avenue (Block 312, Lot 35), Long Island City, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated March 12, 1943 on Misc. Applic. 428-43, reads:

"5. No burner shall be installed in any boiler, heater, range or stove unless each boiler, heater, range or stove be connected with a separate flue in a legal chimney, etc. Rule 12.1 Board of Standards and Appeals."

and

WHEREAS, the applicant states the building is two stories (40 ft.) in height; 77.83 ft. by 265 ft. 4 $\frac{3}{4}$ in. in area; of Class 1 construction; erected in 1925 and located in an unrestricted use district and used as follows: first floor, smelting of non-ferrous metals, 5 persons; second floor, storage and offices, 3 persons; and

WHEREAS, the applicant contends that it is proposed to use smelting furnaces on these premises for the smelting of non-ferrous metal and the operation of same forbids the flue connection asked for by the plan examiner, as said connection would defeat the operation of smelting; that the furnace is of the oscillating type vented through an opening in the charging door of the furnace; that as the vent travels through an arc of several feet and is also a part of the charging door, it would be impossible to operate this furnace if connected with a chimney or flue; that it is proposed to erect over each smelter a metal hood connected to the existing main steel exhaust stack, in a manner satisfactory to the Departments having jurisdiction.

Resolved, the decision of the borough superintendent, acting on Misc. Applic. 428-43, be and it hereby is modified and that the appeal be and it hereby is granted on condition that the ventilating flue shall be installed and maintained substantially as shown on plan filed with the borough superintendent, for venting the three proposed smelting furnaces and that the oil burners used in connection therewith shall be as approved by the Board; that the ceiling around the opening for a distance of at least 3 feet in all directions, shall be protected with fire-retarding and installed in a manner satisfactory to the borough superintendent; that the operator of the oil burners shall hold the required certificate of fitness.

679-40-S

APPLICANT—John J. Gilmartin, for Union Dime Savings Bank, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—12-14 East 46th street, south side, 225 ft. east of Fifth avenue (Block 1281, Lot 62), Borough of Manhattan.

APPEARANCES—

For Applicant: John J. Gilmartin.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

MINUTES

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (679-40-S)

WHEREAS, this application for a variation from the requirements of the Labor Law as cited in a decision of the borough superintendent, premises 12-14 East 46th street, south side, 225 ft. east of Fifth avenue (Block 1281, Lot 62), Borough of Manhattan, was granted by the Board April 29, 1941, on certain conditions, resolution amended May 5, 1942 and applicant requested a further amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted by the Board on April 29, 1941 as amended May 5, 1942 only in so far as it has reference to the width of the hallway up to the vestibule doors, so that as amended the resolution shall read:

"*Resolved*, that the decision of the borough superintendent acting on Alt. Applic. 2456-40, Objection 3, be and it hereby is modified only so far as it has reference to the width of the main hallway into which both means of exit lead to East 46th street, on condition that such hallway shall be altered so as to provide a width of 6 ft. 4 in. up to the vestibule doors and that such vestibule doors shall be not less than 4 ft. 6 in. in width between jambs and shall be located not more than 5 ft. from the street building line; that exit passageway as shown on plans marked 'Received June 20, 1920,' to the rear shall be maintained whereby exit through the adjoining yard of 16 East 46th street to the roof of the extension at 18 East 46th street, and thence to East 46th street, through such building can be had at all times; that a permit for the use of such exit across the rear yard of 16 East 46th street and through the building of 18 East 46th street shall be obtained and filed with the borough superintendent; that the standpipe system shall be maintained to the satisfaction of the fire commissioner; that in all other respects the building and occupancy shall comply with all laws, rules and regulations applicable thereto; and that the interior alarm shall be maintained."

155-32-A

156-32-A

167-32-A

169-32-A

172-32-A

185-32-A

186-32-A

188-32-A

APPLICANT—L. E. Driver, for New York Dock Company, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from orders and decisions of the fire commissioner.

PREMISES AFFECTED—Pier 15, Foot of Montague street (Block 199, Lot 126-P); Pier 16, between Montague and Joralemon streets (Block 245, part of Lot 15); Pier 39, Foot of Van Dyke street (Block 595, part of Lot 52); Pier 17, Foot of Joralemon street (Block 245, Lot 56-P); Pier 18, between foot of Joralemon and State streets (Block 257, part of Lot 12); Pier 26, Foot of Warren street (Block 298, part of Lot 5); Pier 30, Foot of Irving street (Block 315, part of Lot 1); Pier 36, Foot of Pioneer street, Atlantic Basin (Block 515, part of Lot 61); East River, Borough of Brooklyn.

APPEARANCES—

For Applicant: L. E. Driver.

ACTION OF BOARD—Appeals reopened and resolutions amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION IN EACH OF THE ABOVE MENTIONED APPEALS—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn...
Negative

THE RESOLUTION—

WHEREAS, the above-mentioned appeals from orders and decisions of the fire commissioner were granted by the Board on June 17, 1932 on certain conditions, resolution amended October 24, 1933 and January 8, 1935; and

WHEREAS, plans showing sprinkler systems were not previously approved by the Board and typical plans are now filed showing sprinkler systems substantially as installed and approved by the New York Fire Insurance Exchange; and

WHEREAS, the applicant requested a further amendment of the resolution, permitting the omission of the exterior sprinkler heads, which omission the Exchange has approved

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted by the Board on June 17, 1932, as amended October 24, 1933, and further amended January 8, 1935, by adding thereto:

"that the plans filed marked 'Received March 31, 1943, showing the general typical layout of the sprinkler system are hereby *approved*, as complying with the requirements of this resolution, provided the sprinkler system is installed and maintained to the satisfaction of the fire commissioner, except that the heads shown on the exterior of the pier shed may be omitted."

APPLIANCES AND MATERIALS SUBMITTED FOR APPROVAL

102-43-SA

APPLICANT—Richards-Wilcox Manufacturing Company owner.

SUBJECT—R. W. No. 1403, Elevator Interlocking Device Approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Laid over to April 27, 1943 at P. M., for further consideration by the Board.

187-39-SM

APPLICANT—Aerocrete Corporation of America, owner.

SUBJECT—Two-Way Aerocrete F.S. Floor System, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn...
Negative

176-41-SM

APPLICANT—Aerocrete Corporation of America, owner.

SUBJECT—Aerocrete Short Span Floor Construction, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn...
Negative

MINUTES

11-40-SM

APPLICANT—Olsen Products, Incorporated, owner (request for reopening made by The Patent and Licensing Corporation—A. C. Olsen).

SUBJECT—Application for consideration—reopening and amendment of resolution—Olsen Gypsum Lath Spring Wire Clips, PC, PS and Corner Clips, previously approved.

APPEARANCES—

For Applicant: A. C. Olsen.

ACTION OF BOARD—Application reopened and referred to the Committee on Tests.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

11-42-SM

APPLICANT—National Chemical Corporation, owner.

SUBJECT—"Instant" Fire Extinguisher (dry powder), approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (194-42-SM)

WHEREAS, the National Chemical Corporation, owner, filed on March 12, 1942, an application with the Board of Standards and Appeals, for approval of the material known as the "Instant" Fire Extinguisher (dry powder); and

WHEREAS, the applicant failed to arrange for a test of this material to be witnessed by the Committee on Tests of this Board, although duly notified to do so.

Resolved, that the application be and it hereby is dismissed for lack of prosecution.

724-42-SA

APPLICANT—Otis Elevator Company, owner.

SUBJECT—Otis Interlock 6690A for Bi-Parting Vertical Hoistway Doors, approval of.

APPEARANCES—

For Applicant: P. Karmel.

ACTION OF BOARD—Appliance approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (724-42-SA)

WHEREAS, the Otis Elevator Company, owner, filed on October 8, 1942, an application with the Board of Standards and Appeals for approval of the appliance known as the Otis Interlock 6690A, for Bi-Parting Vertical Hoistway Doors; and

WHEREAS, this appliance was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

Re: Cal. 724-42-SA

April 8, 1943.

Subject: Otis Interlock 6690A for Bi-Parting Vertical Hoistway Door, Approval of

The Otis Elevator Company, New York, N. Y. filed with the Board of Standards and Appeals an application, under the requirements of Section S26-178.0b of the Administrative Code, for approval of its device known as the Otis Interlock 6690A for Bi-Parting Vertical Hoistway Doors for use in New York City under the pertinent provisions of the Administrative Code.

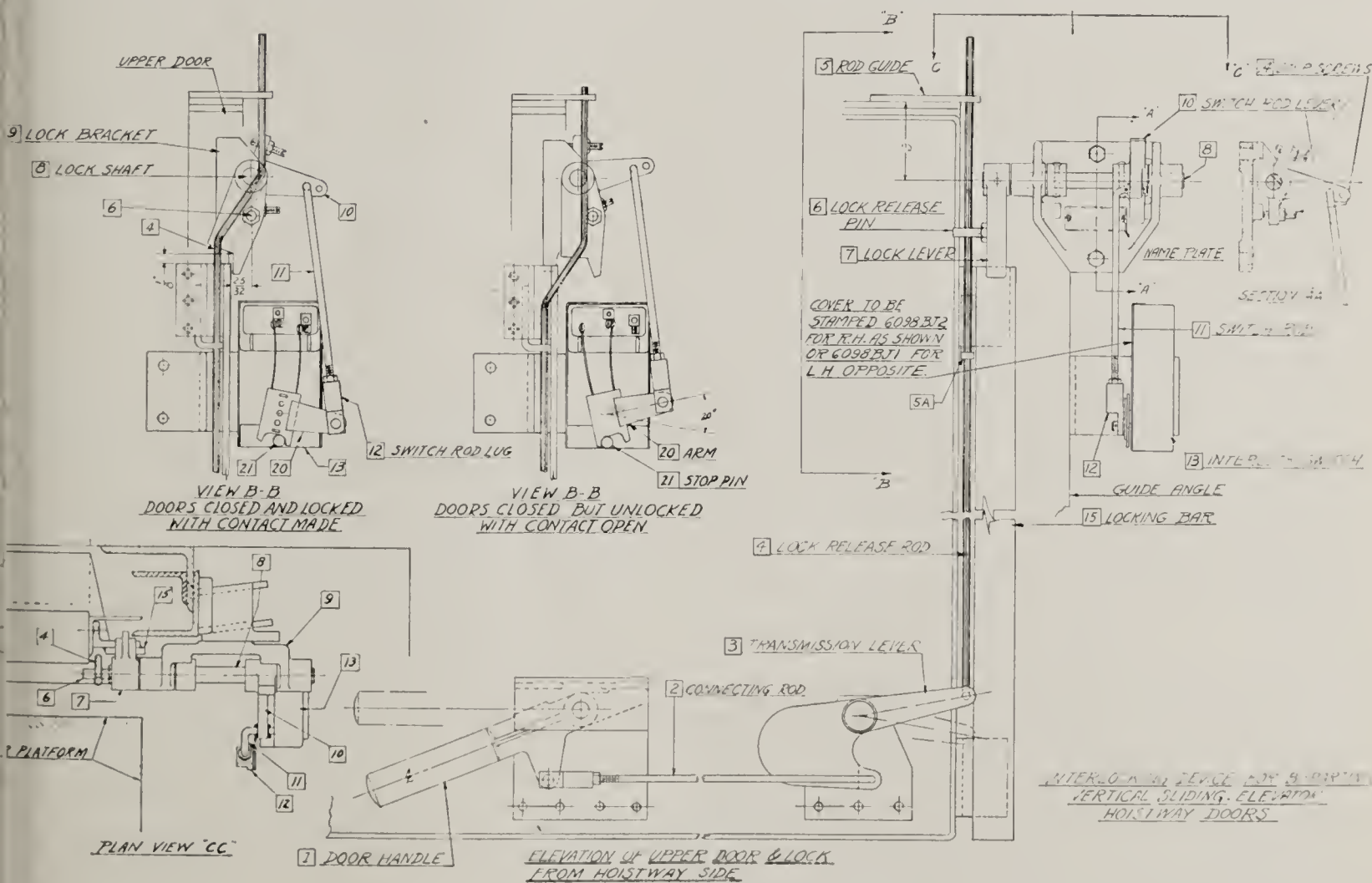


FIG. 1

MINUTES

DESCRIPTION

Otis Interlock 6690A for Bi-Parting Vertical Hoistway Doors (Fig. 1) is applied to power operated bi-parting vertical hoistway doors for all types of control and to manually operated doors on automatic control freight or passenger elevators. The top and bottom doors counter balance each other and are connected with chains at each side passing over sheaves so that the bottom door cannot be lowered without raising the top door. These locks are applied to the top door only but the bottom door is also locked. The Otis type "Y" retiring cam and type "Y" motor operated retiring cam device is mounted on the elevator car to operate this interlock.

The lock bracket 9 is bolted to the cast sheave housing which in turn is attached to the hoistway door guide angle. This bracket is provided with bronze bearings for lock shaft 8. The lock lever 7, the switch rod lever 10 are pinned to this shaft. Hub 16 is pinned to shaft 8. Roller lever 17 is free on this shaft and is held in position by clamping bolt 19 which fastens it to hub 16 through a slotted hole which provides for angular adjustment. The roller 18 is attached to the roller lever 17 by a long threaded bolt which provides for axial adjustment. Roller 18 has a rubber tire and is ball bearing.

Interlock switch 13 is supported on a bracket from the door guide angle and its arm 20 is actuated from the switch rod lever 10 by means of switch rod 11 and switch rod lug 12. Switch rod 11 is located in a hole "A" for power operated doors and in hole "B" for manually operated doors. (See section "AA".) The switch rod lever 10 is equipped with two stop screws 14 whose function will be described below.

The upper door is equipped with a locking bar 15 which is welded to two angle clips on one side of the door. This bar engages the lock and extends along the side of the door to the bottom edge of the door. During installation the lower stop screw 14 is set so that that lip on the lock lever 7 is in proper relation to lock bar 15 as shown in view BB entitled "Door Closed and Locked with Contact Made." In this position the length of switch rod 11 is adjusted by means of the threaded lug 12 so that the slot in the switch on 20 is approximately tangent to the stop pin 21. This provides contact pressure. When the roller 18 is depressed by advancing the cam, the upper stop screw 14 will be set so that the slot in the switch arm is approximately tangent to the pin 21 to give full switch movement as shown in view BB entitled "Doors Closed but Unlocked with Contact Open."

The door handle 1 is pivoted in a bracket at the lower edge of the upper door (approximately in the center of the opening). This handle is connected to the transmission lever 3 by means of adjustable connecting rod 2, the lock release rod 4 is fastened to this transmission lever 3 at its lower end and is guided by the adjustable rod guide 5 near its upper end and by fixed guide 5a. It is offset between these guides to form an inclined cam so that when it is lowered it unlocks the door by actuating the lock release pin 6 on the lock lever 7. The handle and the transmission lever are weighted so that they will return to the normal locked position by gravity. This handle is only for manual operation.

OPERATION

The operation of the 6690A interlock is as follows: Assuming that the elevator is approaching a landing, the cam will be retired by means of a magnet or motor retiring cam device. When the car stops at the landing, the cam device will be de-energized and the retiring cam will advance and depress the cam roller 18. This will rotate the lock shaft 8 disengaging lock lever 7 from lock bar 15 and actuating the switch through the switch rod lever 10 and switch rod 11. The parts are so proportioned that the contact in the interlock switch will

be opened before the lock has been disengaged from the bar. The final unlocked position of the door is illustrated in view BB entitled "Doors Closed but Unlocked with Contact Open." The doors may now be opened. While the doors are in any position other than fully closed the lock bar prevents lock lever 7 from returning to the locked position so that even though the cam were retired the contacts cannot be again made until the doors are fully closed and locked.

Assuming now that the doors are fully closed, the cam will be retired by energizing the retiring cam device preparatory to the car leaving the landing. The lock shaft will return to the original locked position as illustrated in view VV entitled "Doors Closed and Locked with Contact Made." As in unlocking the parts are so proportioned that the lock lever will engage the lock bar before the switch contacts are made. After the interlock circuit is made the car may leave the floor and will pass other floors with the cam retired and clear of the rollers so that the doors at these landings must remain closed and locked.

The 6098BJ3 or 6098BJ4 switch used with this interlock on power operated doors has one breaking and one making contact. The breaking contact is used for the interlock circuit and the making contact is used in connection with the door power operator. The 6098BJ1 or 6098BJ2 is used with this interlock on manually operated doors. The switch cover will be stamped "6098BJ4" or "6098BJ2" for right-hand and "6098BJ3" or "6098BJ1" for left-hand.

The type "Y" retiring cam and the type "Y" magnet or motor operated retiring cam device used with this interlock are the same as those furnished with the type "L" interlock. The 6098BJ switch used with this interlock is similar to the 6098C switch furnished with the 4B closer and to the 6098C and 6098E car door and car gate contacts (the former approved under Cal. No. 718-40-SA and the latter under Cal. No. 725-40-SA).

This elevator hoistway interlocking device was tested by the National Bureau of Standards (See Certificate filed with Application) for each of the following tests and has successfully met the requirements for each of these tests, viz:

A. Endurance Test	Section C26-1180.0
B. Current Interruption Test	C26-1181.0
C. Test in Moist Atmosphere	C26-1182.0
D. Test without Lubricant	C26-1183.0
E. Misalignment Test	C26-1184.0
F. Insulation Test	C26-1185.0

The applicant has certified that the parts will function between temperature limits of 25°—140° F.

RECOMMENDATIONS

On the basis of the foregoing data the Committee on Tests recommends the approval under Section C26-191.0 of the Administrative Code of Otis Interlock 6690A for Bi-Parting Vertical Hoistway Doors as having met the requirements of Subarticle 9, Group 1 of Article 14 of the Administrative Building Code, for use in New York City, when installed in accordance with the pertinent provisions of the Administrative Code. The Committee further recommends that all appliances manufactured under this approval be marked, labelled or stamped "Approved by the Board of Standards and Appeals under Cal. 724-42-SA."

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

and

MINUTES

WHEREAS, this report recommended the approval of this appliance.

Resolved, that the Board of Standards and Appeals does hereby approve the appliance known as The Otis Interlock A, for Bi-Parting Vertical Hoistway Doors, on condition that the appliance be manufactured, installed, and tested, stamped or tagged in accordance with the above report.

42-SA

APPLICANT—Otis Elevator Company, owner.

SUBJECT—Otis Interlock 6690B for Bi-Parting Vertical Hoistway Doors, approval of.

APPEARANCES—

For Applicant: P. Karmel.

ACTION OF BOARD—Appliance approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

RESOLUTION (725-42-SA)

WHEREAS, the Otis Elevator Company, owner, filed on November 8, 1942, an application with the Board of Standards and Appeals for approval of the appliance known as the Otis Interlock 6690B, for Bi-Parting Vertical Hoistway Doors; and

WHEREAS, this appliance was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

April 6, 1943.

Re: Cal. 725-42-SA

Subject: Otis Interlock 6690B for Bi-Parting Vertical Hoistway Doors, approval of.

The Otis Elevator Company, New York, N. Y., filed with the Board of Standards and Appeals, an application under the requirements of Section C26-178.0b of the Administrative Code, for approval of its device known as the Otis Interlock 6690B for Bi-Parting Vertical Hoistway Doors for use in New York City under the pertinent provisions of the Administrative Code.

DESCRIPTION

This device (Fig. 1) is used for manually operated bi-parting vertical hoistway doors on car switch control elevators at all speeds for both freight and passenger elevators. The upper and lower doors counterbalance each other and are connected with chains at each side passing over sheaves so that the bottom door cannot be lowered without raising the top door. The interlocking devices are applied to the top door only but the bottom door is also locked. The lock bracket 9 is bolted to the cast sheave housing which in turn is attached to the hoistway door guide angle. This bracket is provided with bronze bearings for lock shaft 8. The lock lever 7, the switch rod lever 10 are pinned to this shaft. The collar 22 is pinned to shaft 8 and restrains the shaft axially. Interlock switch 13 is supported on a bracket from the door guide angle and its arm is actuated from the switch rod lever 10 by means of switch rod 11 and switch rod lug 12. The switch rod lever 10 is equipped with two stop screws 14 whose function will be described below. The upper door is equipped with a locking bar 15 which is welded to two angle clips on one side of the door. This bar engages the lock as shown and extends along the side of the door to the bottom edge of the door. During installation the lower stop screw 14 will be set so that the lip on the lock lever 7 is in proper relation to lock bar 15 as shown in view BB entitled "Doors Closed and Locked with Contact Made." In this position the length of switch rod 11 will be adjusted by means of the threaded switch rod lug 12

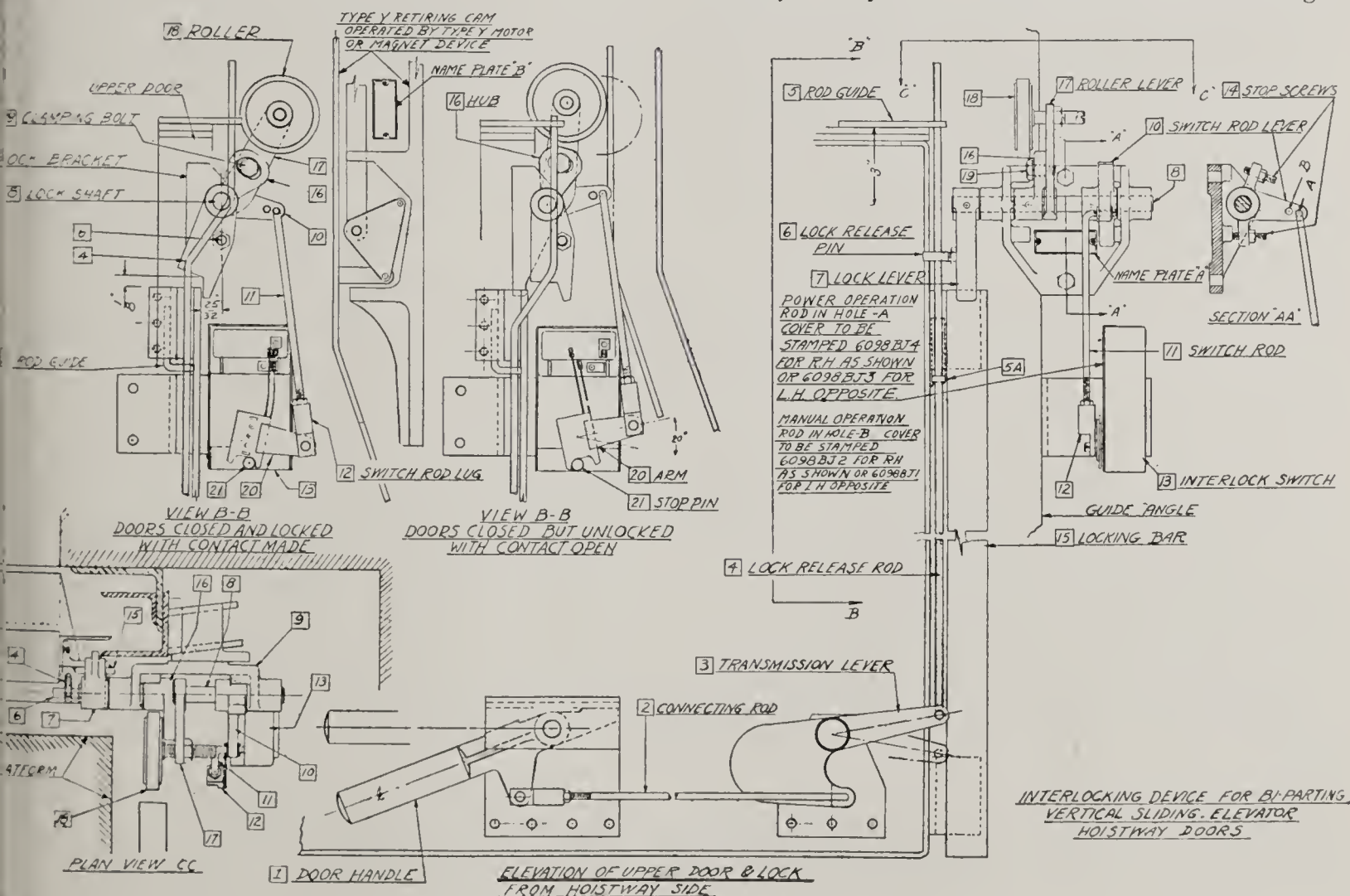


FIG. 1

MINUTES

so that the slot in the switch arm 20 will be approximately tangent to the stop pin 21 as shown in this view. This provides contact pressure. The upper set screw 14 will be set so that it touches its pad on lock bracket 9 when the switch arm is approximately tangent to pin 21 as shown in view BB entitled "Doors Closed but Unlocked with Contact Open." The door handle 1 is pivoted in a bracket at the lower edge of the upper door (approximately in the center of the opening). This handle is connected to the transmission lever 3 by means of adjustable connecting rod 2, the lock release rod 4 is fastened to this transmission lever 3 at its lower end and is guided by the adjustable rod guide 5 near its upper end and by fixed rod guide 5a. It is offset between these guides to form an inclined cam so that when it is lowered it unlocks the door by actuating the lock release pin 6 on the lock lever 7. The handle and the transmission lever are weighted so that they will return to the normal locked position by gravity. The operation of the interlock is as follows: Assuming that all the doors are closed and locked when an elevator stops at a landing the operator will push up on door handle No. 1. This will rotate transmission lever 3 through connecting rod 2 and lower lock release rod 4. The inclined cam surface on this rod will engage lock release pin 6, thus disengaging lock 7 from the lock bar 15. The contact in the interlock switch 13 will open before the lock lever has fully disengaged. After the door has opened the handle will drop back to its normal position by gravity. The lock will, however, remain in the unlocked position and lock lever 7 will ride on the lock bar until the door is fully closed at which time it will drop back to the locked position as illustrated in view BB entitled "Doors Closed and Locked with Contact Made." During the locking action lock lever 7 will engage lock bar 15 before the contacts are made. Since all doors are now closed and locked the car may again be operated and will have no effect on the interlocks at other floors when it passes the landing.

The 6098BJ switch used with this interlock is similar to the 6098C switch furnished with the 4B closer (Approved under Cal. 718-40-SA) and to the 6098C and 6098E car door and car gate contacts (Approved under Cal. 725-40-SA). The switch cover will be stamped "6098J2" for right hand and "6098J1" for left hand.

This elevator hoistway-door interlocking device was tested by the National Bureau of Standards (See Cer-

tificate filed with Application) for each of the following tests and has successfully met the requirements thereof:

A. Endurance Test	Section C26-1180
B. Current Interruption Test	" C26-1181
C. Test in Moist Atmosphere	" C26-1182
D. Test without Lubricant	" C26-1183
E. Misalignment Test	" C26-1184
F. Insulation Test	" C26-1185

The applicant has certified that the parts will function between temperature limits of 25°-140° F.

RECOMMENDATIONS

On the basis of the foregoing data, the Committee on Tests recommends the approval, under Section C26-191 of the Otis Interlock 6690B for Bi-Parting Vertical Hoistway Doors as having met the requirements of Subarticle 9, Group 1 of Article 14 of the Administrative Code, for use in New York City, when installed in accordance with the pertinent provisions of the Code. The committee further recommends that all appliances manufactured under this approval be marked, labeled, stamped "Approved by the Board of Standards and Appeals under Cal. 725-42-SA."

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests

and

WHEREAS, this report recommended the approval of the appliance.

Resolved, that the Board of Standards and Appeals do hereby approve the appliance known as the Otis Interlock 6690B, for Bi-Parting Vertical Hoistway Doors, on condition that the appliance be manufactured, installed, labeled, stamped or tagged in accordance with the above report.

Adjourned: 4:05 P. M.

JOSEPH J. DOYLE, Chief Clerk

NOTICE

WARNING

Notice is hereby given to all appellants and applicants, and to all lawyers, architects and engineers representing owners or lessees in proceedings before the Board—

First, That if they do not appear in person or by representative at the hearing of their case, dismissal for lack of prosecution is likely to result.

Second, That due and ample notice of the date set for hearing is provided in the publication in this BULLETIN of the calendars of the Board, each case being set down by Calendar Number and the premises under the date of the hearing.

Third, That no plea of ignorance of the date of the hearing can be entertained in view of this publication and of the posting of the calendars on the bulletin board in the

offices of the Board and of the further publication of calendars in the daily press.

Fourth, That no one is entitled to written notice of date for the hearing in his case, and that the plea of failure to receive such notice is no excuse for neglect to appear.

Fifth, That the business of the Board is to dispose of cases promptly; therefore, no appeal or application shall be held in abeyance by reason of failure of the appellant or applicant to file necessary data, or by any other method of delay.

Sixth, That no appeal or application will be accepted for filing unless, at the time of filing, all papers, plans and documents required by law are supplied, as specified on the blank appeal or application forms.

NOTICE

NEW CHANGES IN BUILDING ZONE RESOLUTION EXPLAINED

reprinted from article by Frank A. Barrera in Brooklyn Realty Magazine on March 1943.)

Regulations Apply to Business Properties (Both Vacant and Improved) Near Residential Zones.

Two-family Houses Permitted in E-1 Area Districts.

The provisions of the Zoning Resolution restricting side entrances, windows and signs in corner business properties near the side street, beyond 100 feet from the corner, is for residence uses have been rewritten entirely by an amendment which became effective on March 1, 1943. The provisions (section 19h) were originally adopted at the time the Zoning Resolution was revised in 1940 with the express purpose of restricting the business activities of these properties so as to prevent the use of the side street frontage for advertising, display and store entrances, to the detriment of adjoining residences. Section 19h in substance provided that in such cases the entrances must front on the side street and not on the side street, and any show windows or business signs facing on the side street must not be more than twenty-five feet from the corner.

The City Planning Commission states that in enforcing these regulations certain administrative difficulties were encountered. Court tests were had on some phases of the matter. The wording of Section 19h appears to have caused considerable confusion. Some of the questions raised on prior court tests were discussed in the March, April and July, issues of Brooklyn Realty Magazine.

Under the terms of the recent amendment sub-divisions (g) and (h) of Section 19 were deleted and a new Section, to be known as Section 7-A, was adopted. This section is as follows:

7-A. TRANSITION FROM NON-RESIDENTIAL TO RESIDENCE USE ON SIDE STREETS.

Where a use other than residence extends along a street and the abutting property to the rear along an intersecting street is in a residence district, a building or use on such lot, whether a corner lot or otherwise, having frontage on such intersecting street and hereafter arranged, intended or designed to be occupied for other than residence use shall not have any business entrance, except as hereafter provided, show window or sign on such intersecting street beyond a distance of twenty-five feet from the intersection. Beyond such twenty-five feet, entrances not exceeding three feet six inches in width and windows other than windows designed or used for display and, when required by law, exits, ventilators, fire escapes and other appurtenances may be permitted. Where zoning for other than a residence use is confined to a distance of not over 100 feet along both streets from an intersection, the limitations of this section shall not apply. In appropriate cases, the Board, after public notice and hearing, may vary the provisions of this section subject to such appropriate conditions and safeguards as are in harmony with the general purpose and intent of this section.

The changes which appear to have been effected by this amendment are the following:—

The provisions are now part of the "Use" district regulations and are eliminated from the "Area" district regulations. This seems more appropriate.

2. Only *business* entrances are excluded from the side streets. Thus other entrances are impliedly permitted.
3. All entrances not over 3 feet 6 inches in width may now be permitted on side streets.
4. Windows, other than display windows, and required exits, fire escapes and the like may now be permitted on side streets.
5. The Board of Standards and Appeals is expressly authorized to grant variances in appropriate cases. Formerly such variances were granted only where such hardships could be shown as would warrant relief under Section 21, and there was some doubt as to whether the Board could lawfully grant these variances even under that section.
6. The regulations now apply whether or not the property is on a corner lot. Thus, side street property which is more than 25 feet and less than 100 feet from a corner and has no frontage on the business street, will not be subject to these restrictions. This seems to overcome the effect of a previous Court decision in which it was held that Section 19h applied only to property having frontage on the two streets.
7. The regulations now apply to both buildings and vacant land. Thus, a parking lot, or similar use, will be subject to the restrictions in the future.

Two-family Houses.

Another change in the Zoning Resolution which also became effective on March 1, 1943, broadens the provisions of the "E-1" Area districts so as to permit the erection of two-family houses in such districts. These districts were formerly restricted to single-family dwellings. The new regulations provide that each two-family dwelling erected in such districts shall have two side yards and the minimum sum of widths of these side yards shall be 15 feet. The amendment also increased the least dimensions of the required courts so that they now must be at least 5 feet instead of the previous 4 feet minimum.

In adopting these changes the City Planning Commission in its report stated:

"The Zoning Resolution has not heretofore made explicit provision for two-family dwellings or for a two-family district. In 1938, the "G" Area designation which provides for single-family occupancy was established and when the present Zoning Resolution was adopted in 1940, two additional districts, the 'D-1' and 'E-1' districts, were established and restricted to single-family dwellings.

"From time to time there have been requests for the establishment of a zoning district in which two-family dwellings would be permitted and protection afforded against the construction of multi-family dwellings. However, the establishment of an additional or separate Area district for such purpose does not appear to be necessary or desirable and the presently proposed modifications of the 'E-1' district regulations in order to permit two-family occupancy of free standing dwellings would appear to meet the evident need for this type of zoning regulations."

It should be noted that by the terms of the above amendment only free standing two-family dwellings are permitted as two side yards are required. However, in the case of one-family dwellings party wall construction is still permitted.

Applicants, under the building zone resolution, are entitled to one copy of Form 7NO.

If they desire additional copies, for their own convenience in notifying property owners, they may obtain such

copies at the office of the Board of Standards and Appeals, Room 1018, Municipal Building, Manhattan, at three cents each—postage to be added if the forms are forwarded by mail.

RULES

RULES FOR TESTS OF FIRE-RESISTIVE, FLAMEPROOFED MATERIALS, SUCH AS TEXTILES, PAPER, SIMILAR MATERIALS AND ADHESIVES USED FOR DECORATIVE PURPOSES AND TREATED ACOUSTICAL DRAPERIES, CARPETS AND SIMILAR MATERIALS FOR USE IN PLACES OF PUBLIC ASSEMBLY AND SPECIAL OCCUPANCY STRUCTURES.

ADOPTED BY THE BOARD OF STANDARDS AND APPEALS MAY 3, 1940. EFFECTIVE IN ACCORDANCE WITH SECTION 665, SUBDIVISION C, OF THE NEW YORK CITY CHARTER, MAY 27, 1940.

[Cal. No. 294-40-SR]

AUTHORITY:

Pursuant to the authority vested in the Board of Standards and Appeals by Section 666, paragraph 2, of the Charter of the City of New York and Section C26-721.0b (12.2) as amended by Local Law No. 170, approved November 14, 1939, and Section C19-161.1 Local Law No. 112, approved July 18, 1939.

1.0 SCOPE

These requirements apply to flameproofed combustible materials used for decorative or other purposes within special occupancy structures as defined in Section C26-715.0 (12.1.1) and other places of public assembly as provided in Section C-19-161.0, which was amended by Local Law No. 112.

2.0 GENERAL REQUIREMENTS

It shall be unlawful for any person to use any decorations, drape, curtain or scenery used for artistic enhancement which is made of combustible material, unless painted or saturated with a non-combustible material or liquid or otherwise rendered safe against fire to the satisfaction of the Fire Commissioner and in accordance with the requirements of these Rules, in any building of a public character, including a hotel, theatre, restaurant, public hall, department store, and a building used or intended to be used for purposes of public assembly, amusement or instruction, and a building where large numbers of persons congregate (See Section C19-161.1) except as exempted in Rule 7.

After flameproofing, such processing as ironing, sewing and normal handling shall have no detrimental effects on the treatment of the material.

3.0 APPROVAL OF MATERIALS AND METHODS USED IN FLAMEPROOFING TEXTILES, ETC.

3.1 No materials or methods for flameproofing combustible materials for use under these Rules shall be used unless approved by the Board.

4.0 FLAMEPROOFING PROPERTIES.

The flameproofed material, when subjected to the test described in Rule 5.0, shall meet the following requirements as to fire-retardant properties.

4.1 FLASHING—No flashing shall occur at any time on the length of the test specimen. A flashing due to fuzz or bad edges may be disregarded.

4.2 DURATION OF FLAME—The average continuation of flaming shall not exceed 3 seconds.

4.3 DURATION OF GLOW—The average continuation of glow at the edge of the charred area shall not exceed an additional twenty seconds after the cessation of flaming. Glow confined to the charred area may be disregarded.

5.0 TESTS.

Tests for each specific installation of originally treated combustible material, or any re-tests thereof, shall be made by the Fire Commissioner, or in a laboratory approved by him, in accordance with the requirements of these Rules.

5.1—SAMPLING FOR TEST SPECIMENS—

Samples of each variety of material and for every kind of treatment shall be subject to separate tests. Samples shall be of sufficient size to furnish test specimens provided for in Rule 5.2. At least three samples shall be furnished for every 500 square feet or fraction thereof.

5.2—TEST SPECIMENS—Specimens for test shall be 2 in. wide and 12½ in. long and shall be numbered on one end. Test specimens shall be carefully cut from at least three different places in the material to provide a minimum of three test specimens from each material for testing.

5.3 CONDITIONING OF TEST SPECIMENS

The test samples or test specimens shall be dried for 24 hours in a room of average temperature of 70° F., with an average humidity of 40%.

5.4—TEST FOR PERMANENCE OF CHARACTERISTICS—Test specimens shall be suspended by folding and pinning one-half inch of the numbered end over a horizontal 8-gauge wire, placed two inches above the center of a 7-inch opening in a 3 ft. wind tunnel arranged to deliver a wind velocity to the air, at the tunnel exit of 700 lineal feet, plus or minus 50 ft. per minute, measured by a suitable anemometer on a line with the wire. In this position the test specimens shall be whirled for five minutes. Immediately upon conclusion of test, the specimens shall be placed in a closed dry container until required for the flame test.

5.5 APPARATUS FOR FLAME TEST—The apparatus shall consist of a ring stand 20 inches high with an adjustable clamp housed in a metal shield 12 inches square and 20 inches high, open in front and at both ends and a Bunsen or Tirrill gas burner which shall have a tube of ⅜-inch inside diameter.

5.6 FLAME TEST—A whipped test specimen shall be taken from the closed container required in Rule 5.4 and suspended vertically with one-half inch of the numbered end in a clip held in a clamp on the ring stand so that the test specimen shall hang vertically within the center of the metal shield required in Rule 5.5. The lower end of the test specimen shall be three-quarters of an inch above the top of the gas burner on which the air supply is shut off completely and adjusted to give a luminous flame 1½ inches long. The flame shall be applied for 12 seconds, then withdrawn. The results of the test for duration of flame and duration of glow of the three test specimens shall each be averaged and recorded. Flashing, if any, shall be noted.

6.0 APPROVAL AND CERTIFICATION.

The approval of materials that have been flameproofed provided in Rule 1.0 and tested as required in Rule 5.0 to determine flameproofing properties as given in Rule 4.0, shall be limited to one year. An affidavit by the person, firm or corporation flameproofing the combustible materials shall be filed with the Fire Commissioner stating that the flameproofing compound and method complies with the approval of the Board, with calendar number thereof, and including the date of treatment and warranted period of effectiveness of flameproofing.

6.1 The Fire Commissioner may require check tests at any time. Upon the termination of the approval provided for in Rule 6.0, a retest of the flameproofed combustible materials shall conform to the following:

Flameproofed materials shall withstand a test of at least 400° F., as measured by a pyrometer, or other acceptable method, for approximately one-minute's duration by means of an open flame. Under such test, flameproofed material shall not flash or support combustion and shall not glow outside of the char if a clip is set up by the open flame. Material found not to conform to these requirements, shall be removed and replaced with materials conforming to the requirements of Rule 4.0.

7.0 EXEMPTION.

These Rules shall not be construed to apply to merchandise for sale or displayed for sale, to guest rooms in hotels, offices, to works of art in museums, nor to churches or places of religious worship.

BULLETIN

OF THE

BOARD OF STANDARDS AND APPEALS

CITY OF NEW YORK

Issued under authority of Chapter 27, Section 665 of the Charter of the City of New York.

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XXVIII

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No. 17

DIRECTORY

BOARD OF STANDARDS AND APPEALS

HARRIS H. MURDOCK, Chairman

BERNARD A. SAVAGE

CHARLES M. BLUM

CHIEF JOHN E. GUNN

JOSEPH J. DOYLE, *Chief Clerk*

—Municipal Building, Rooms 1000 to 1018.

PHONE—WOrth 2-5600.

HOURS FOR PUBLIC—9 a. m. to 4 p. m.

Saturdays 9 a. m. to 12 noon.

Address all communications to the Chairman

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Changes in Building Zone Resolution Explained.

Rules for fusion welding and gas cutting. Rules covering the specifications for design, fabrication and installation of fusion welded structures and the qualifications of welders and supervisors.

NOTICE TO APPELLANTS AND APPLICANTS

No appeal or application will be entertained in connection with which court proceedings are pending or in progress, unless exception is granted by the chairman, nor accepted which is not filed within thirty days from the date of the action of the Administrative Official.

Any communication purporting to be an appeal or application shall be regarded as a mere notice of intention to seek relief until it is filed on the form required by the rules of this board.

Upon receipt of any such communication the writer will be supplied with the official forms for presenting his appeal or application.

At the time of filing an appeal or application, the appellant or applicant shall forward a signed notice of appeal addressed to the administrative official (either commissioner of buildings or fire commissioner) and file with this board a duplicate of said notice.

Appellants and applicants are advised that their plans must indicate the points of the compass so as to establish the true location and position of the property, the subject of the appeal or application.

Appeals and applications will be simplified and disposition of same expedited by conforming to these directions.

HARRIS H. MURDOCK, *Chairman*.

COURT DECISION.

Matter of Robitzek Inv. Co., Inc. v. Colonial Beacon Oil Co.—An action was brought to recover rent under a written lease. The premises consist of a gasoline station located at the southwest corner of Ferris avenue and Eastern Boulevard in the Bronx.

The oil company, as defendant, contended that the premises were abandoned because of the restrictions caused by the orders of the War Production Board and limitations as to sale of automobile accessories by the order of Price Management, and that the construction and maintenance of the building were illegal. The oil company, which had occupied the premises under the lease for four years and for which a Certificate of Occupancy had been issued, contended also that under Paragraph 7 of the lease it was justified in cancelling and surrendering the lease for the above reasons. Mr. Justice Koch in Special Term ruled these government orders did not deprive the oil company of the "use" of the premises for the purposes intended and that if the restriction was upon the sale of all gasoline or all tires, tubes and casings, a different situation would present itself. The court said further that "no violations have been filed against the premises whatsoever, nor is there any basis for suspecting

(Continued on Page 344)

CALENDAR

DOCKET

New Cases Filed up to April 20, 1943.

Cal. No.	Dept.	Premises Affected
174-43-A	H.B.Q.	123-52 Lax avenue, southwest corner of 125th street (Block 3921, Lot 41), College Point, Borough of Queens, N.B. 1303-42.
175-43-S	H.B.M.	382 Lafayette street, west side, 74 ft. south of East 4th street (Block 531, Lot 11), Borough of Manhattan, B.N. 460-43.
176-43-SA		Miracle Fire Extinguisher (Glass Grenade Type), Appliance.
177-43-SM		Fire Chief Flame Resistant Canvas, manufactured by William E. Hooper and Sons Co., Material.
178-43-SM		Lead Industries Association Hard Lead Closet Floor Flange (Plumbing Device), manufactured by Lead Industries Association, Material.
179-43-SM		Protectowire (Heat Sensitive Cable), manufactured by the Protectowire Co., Material.
180-43-A	F.D.	468-470 Fulton street, south side, 20 ft. west of Elm place (Block 157, Lot 18), Borough of Brooklyn, Decision.
181-43-S	F.D.	8-12 Forrest street, south side, 95 ft. east of Bushwick avenue (Block 3145, Lot 11), Borough of Brooklyn, 10134-L.F. and Decision.
182-43-BZ	H.B.M.	56-58 West 67th street, south side, 150 ft. east of Columbus avenue (Block 1119, Lot 67), Borough of Manhattan, Decision re Certificate of Occupancy.
183-43-A	H.B.Q.	14-73 and 14-75 Clintonville street, east side, 65.91 ft. north of Cross Island parkway (Block 4714, Lot 4), Beechhurst, Borough of Queens, Alt. 2032-42.
184-43-A	H.B.B.	1232-1254 Avenue Z and 2602-2644 East 13th street, southwest corner (Block 7457, Lot 1), Borough of Brooklyn, B.N. 990-42.

DESIGNATIONS: H.B.—Department of Housing and Buildings; H.B.B.—Department of Housing and Buildings, Brooklyn; H.B.M.—Department of Housing and Buildings, Manhattan; H.B.Q.—Department of Housing and Buildings, Queens; H.B.R.—Department of Housing and Buildings, Richmond; H.B.Bx.—Department of Housing and Buildings, Bronx; H.D.—Health Department, and F.D.—Fire Department.

RULES

	Last Publication in Bulletin
Blended Cements, Rules for Testing and Use of	Nov. 24, 1942—Vol. 27, No. 47
Carbon Dioxide Liquefier, Rules ..	Mar. 10, 1942—Vol. 27, No. 10
Certificates of Occupancy, approved form	Nov. 25, 1941—Vol. 26, No. 47
Concrete Flat Slabs, Rules	July 13, 1937—Vol. 22, No. 28
Concrete Masonry Units, Rules for Manufacture, Testing and Use of	June 24, 1941—Vol. 26, No. 25
Concrete Rules (Hydrated Lime) ..	Aug. 3, 1937—Vol. 22, No. 31
Elevator Rules	Mar. 3, 1936—Vol. 21, No. 9

	Last Publication in Bulletin
Exit Rules (Revolving Doors)	June 15, 1937—Vol. 22, No. 28
Factory Exit Rules	Feb. 2, 1943—Vol. 28, No. 1
Fire Alarm Rules (Interior)	Apr. 7, 1942—Vol. 27, No. 1
Fire Drill Rules	Jan. 26, 1943—Vol. 28, No. 1
Fire-resistive, Flameproof Materials, etc., Rules for Testing of	Apr. 20, 1943—Vol. 28, No. 1
Fire Retarding Rules for Garages, etc.	Dec. 16, 1941—Vol. 26, No. 1
Fireproof Wood, Testing of	Apr. 13, 1937—Vol. 22, No. 28
Frame Garages, Ruling for	Jan. 21, 1919—Vol. 4, No. 1
Fusion Welding and Gas Cutting Rules	Apr. 27, 1943—Vol. 28, No. 1
Gas Shut-Off Rules	Apr. 7, 1925—Vol. 10, No. 1
Hatchway Protection	June 5, 1928—Vol. 13, No. 1
Insulating Fibre Board Rules	Mar. 23, 1943—Vol. 28, No. 1
Oil Burner Rules	Sept. 1, 1942—Vol. 27, No. 1
Opening Protective Assemblies, Rules for Inspection of	July 28, 1942—Vol. 27, No. 1
Paint, Varnish and Lacquer Spraying Rules	Sept. 8, 1942—Vol. 27, No. 1
Platform Trucks, Specifications for ..	Nov. 24, 1936—Vol. 21, No. 1
Plumbing Rules	Aug. 3, 1937—Vol. 22, No. 1
Plumbing Rules (Submerged Inlets; Protective Methods to Prevent Contamination of Water Supply) ..	Dec. 15, 1942—Vol. 27, No. 1
Procedure, Rules of	Sept. 7, 1937—Vol. 22, No. 1
Refrigerating Systems, Extract A.C. ..	Aug. 26, 1941—Vol. 26, No. 1
Smoking in Factories, Rules for ..	Jan. 12, 1943—Vol. 28, No. 1
Sprinkler Rules	June 29, 1937—Vol. 22, No. 1
Standpipe Fireline Rules	June 8, 1937—Vol. 22, No. 1
Structural Alterations, Reporting ..	June 7, 1932—Vol. 17, No. 1
Tank Trucks, Fuel Oil, etc.	Nov. 24, 1936—Vol. 21, No. 1
Tank Trucks, Gasoline, etc.	Nov. 24, 1936—Vol. 21, No. 1
Wire Glass Rules (Amendment to Rule 505 of Industrial Code) ...	Apr. 10, 1923—Vol. 8, No. 1

LIST OF APPROVED APPLIANCES

	Last Publication in Bulletin
Anti-Siphon Valves	Nov. 25, 1941—Vol. 26, No. 1
Fireline Hose Valves	Nov. 25, 1941—Vol. 26, No. 1
Fuel Oil Burners for Domestic and Commercial Use	Nov. 25, 1941—Vol. 26, No. 1
Fuel Oil Pipe Terminals	Nov. 25, 1941—Vol. 26, No. 1
Fuel Oil Burners for Industrial Use ..	Nov. 25, 1941—Vol. 26, No. 1
Fuel Oil Pumps	Nov. 25, 1941—Vol. 26, No. 1
Gas Heaters	Nov. 25, 1941—Vol. 26, No. 1
Paint, Varnish and Lacquer Spraying equipment	Nov. 25, 1941—Vol. 26, No. 1
Range Oil Burners and Space Heaters	Nov. 25, 1941—Vol. 26, No. 1
Vacuum Breakers	Nov. 10, 1942—Vol. 27, No. 1

APRIL 27, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing to be held on Tuesday morning April 27, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

479-42-BZ—Application, June 16, 1942, under section 7c and 21 of the zoning resolution, of Arnold W. Led with applicant, on behalf of J. A. S. Holding Corp., owner, permit partly in a business use district and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 2522-2530 (2528-2532 displayed) Tilden avenue, south of 100 ft. west of Veronica place (Block 5136, Lots 10 and 11), Borough of Brooklyn.

801-42-BZ—Application, November 16, 1942, under section 21 of the zoning resolution, of Harry Hurwit, applicant on behalf of Morris Newman, owner, to permit in a residence use and also C area district, the maintenance of a building (play room) which was erected without providing the required rear yard; premises 3426 Barker avenue, east of 38 ft. 6 in. south of Duncomb avenue (Block 4627, Lot 10), Borough of The Bronx.

802-42-BZ—Application, November 16, 1942, under section 21 of the zoning resolution, of Harry Hurwit, applicant on behalf of Harry Klein, owner, to permit in a residence use and also C area district, the maintenance of a building (play room) which was erected without providing the

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ed rear yard; premises 3428 Barker avenue, east side, 6 in. south of Duncomb avenue (Block 4627, Lot 112), Borough of The Bronx.

10-BZ—Application, February 16, 1940, under section 21 of the zoning resolution, of Henry C. Brucker, applicant, on behalf of Viegun Realty Corporation, owner (David Miller, lessee), to permit partly in a business use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 71-43 Cypress Hills street, east side, 80 ft. north of Myrtle avenue (Block 3675, part of Lot 17), Ridgewood, Borough of Queens.

12-BZ—Application, December 16, 1942, under section 7c of the zoning resolution, of William V. McDevitt, applicant, on behalf of Socony-Vacuum Oil Company, Inc., to permit partly in a business use and partly in an unrestricted use district, the alteration and extension of an existing building (used as office, lubricatory, car washing, and repairs) located upon a plot occupied as a gasoline service station and also upon the unrestricted use portion of the plot used for parking more than five motor vehicles; premises 378-394 Coney Island avenue, 86-90 Kermit street, southwest corner and 843-849 Caton avenue, north corner of Coney Island avenue (Block 5322, Lots 80 and 84) (Lot 84 was formerly Lots 84 and 85), Borough of Brooklyn.

22-BZ—Application of Tobias Goldstone, applicant, on behalf of Rubar Realty Corporation, owner, reopened on March 30, 1943 for consideration re amendment of resolution—re Application, previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the alteration and change of use of a building from public garage for more than five motor vehicles to public garage for more than five motor vehicles and newspaper distributing station, which will include the parking of more than five motor vehicles; premises 204-210 Joga avenue and 29-37 Hull street, northwest corner of Block 1531, Lot 38), Borough of Brooklyn.

1-BZ—Application, January 5, 1943, under sections 21 and 22 of the zoning resolution, of George P. Ames, applicant, on behalf of Edward A. Clark, owner, to permit in a residence use district, the erection and maintenance of a gasoline service station; premises 148-02 to 148-04 14th street and 141-01 to 141-09 148th street, southeast corner of Block 4645, Lot 1), Whitestone, Borough of Queens.

1-BZ—Application, January 15, 1943, under sections 21 and 22 of the zoning resolution, of Raymond Irrera, applicant, on behalf of T. F. Martin Realty Company, (Alfred A. Harned, lessee), to permit in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 1078th avenue, north side, 160 ft. west of Main street (Block 6630, part of Lot 15), Flushing, Borough of Queens.

1-BZ—Application, January 14, 1943, under sections 21 and 7c of the zoning resolution, of George H. Cohn, applicant, on behalf of Crew Levick Corporation, owner (Amin Zeman, lessee), to permit in a business use district, the alteration and extension of an existing gasoline service station; the erection and maintenance of a new accessory building also, the parking and storage of more than five motor vehicles and, also, the construction of a proposed curb cut on the same street and between the same intersecting streets upon which there is located a school; premises 6101-6111 Bay parkway and 2202-2212 61st street, east corner (Block 6550, Lot 6), Borough of Brooklyn.

1-BZ—Application, March 12, 1943, under sections 21 and 7c of the zoning resolution, of Slee and Bryson, applicants, on behalf of Fidelity Mutual Life Insurance Company, owner (E. Tosse and Company, Inc., lessee of front portion of second floor); to permit partly in a business

use and partly in a residence use district, the alteration and conversion of occupancy of the 2nd story of an existing building from class rooms (of an annex to a public high school) to a factory and also to permit the location of an exit door (from uses other than residence) located in and adjoining a residential zone—contrary to section 7A of the Zoning Resolution; premises 6214-6224 Fourth and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn.

243-42-BZ—Application, March 25, 1942, under section 21 of the zoning resolution, of La Bella Service Station, Inc., applicant and owner, to permit in an unrestricted use district, the erection and maintenance of a gasoline service station having exits and entrances within 200 ft. of entrances or exits to a school; premises 291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

Appeals from Administrative Decisions.

881-40-A—291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

111-43-S—6214-6224 Fourth avenue and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn.

112-43-A—6214-6224 Fourth avenue and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn.

103-43-A—355-359 Greenwich street and 22-28 Harrison street, northeast corner (Block 181, Lot 7), Borough of Manhattan.

104-43-A—361 Greenwich street, east side, 50 ft. 9 in. north of Harrison street (Block 181, Lot 9), Borough of Manhattan.

175-43-S—382 Lafayette street, west side, 74 ft. south of East 4th street (Block 531, Lot 11), Borough of Manhattan.

882-42-A—1632 Glover street, east side, 40.9 ft. south of Castle Hill avenue (Block 3990, Lot 33), Borough of The Bronx.

883-42-A—1630 Glover street, east side, 67.9 ft. south of Castle Hill avenue (Block 3990, Lot 32), Borough of The Bronx.

117-43-S—33-67 35th street, east side, 1300 ft. 4 in. north of Second avenue (Bush Bldg. 5); (Block 687, Lot 1), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

APRIL 27, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, April 27, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Appeals from Administrative Decisions.

114-43-A—109-131 West 50th street, north side, 235 ft. 6 in. west of Sixth avenue and 110-130 West 51st street (Block 1003, Lot 40), Borough of Manhattan.

13-43-A—4517 Surf avenue, east side, 100 ft. north of Neptune avenue (Block 7824, Lot 138), Borough of Brooklyn.

764-42-A—9-11 Dutch street, west side, 127 ft. south of Fulton street (Block 78, Lot 24), Borough of Manhattan.

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837-42-A—413-419 Kent avenue and 27-35 South 8th street, northeast corner (Block 2129, Lot 1), Borough of Brooklyn.

155-43-A—122-02 Liberty avenue, southeast corner of 122nd street (Block 630, Lot 1), Richmond Hill, Borough of Queens.

776-42-A—821-827 Bergen street, north side, 350 ft. west of Classon avenue and 890-902 Dean street (Block 1141, Lot 28), Borough of Brooklyn.

895-42-A—1381 East 23rd street, east side, 90 ft. north of Avenue N (Block 7659, Lot 11), Borough of Brooklyn.

151-43-A—452 West 23rd street, south side, 201 ft. 7 in. east of Tenth avenue (Block 720, Lot 73), Borough of Manhattan.

46-43-A—5001 Surf avenue, east side, 279 ft. 2¾ in. south of Poplar avenue (Block 7024, Lot 20), Borough of Brooklyn.

55-43-S—1793-1799 Jerome avenue, west side, 325 ft. north of West 176th street (Block 2861, Lot 151), Borough of The Bronx.

22-43-A—11-01 to 11-09 37th avenue, northeast corner of 11th street (Block 352, Lot 1), Long Island City, Borough of Queens.

54-43-A—4817 Avenue N, north side, 40 ft. west of 49th street (Block 7873, Lot 3), Borough of Brooklyn.

130-43-A—Re Packaging, transportation, storage and sale of combustible mixtures, known as "Sinclair P. D. Insecticide, Sinclair Stock Spray and Sinclair Industrial Spray," in one-gallon glass bottles (capacity of bottles not in conformity with Administrative Code Specifications).

160-43-A—Re Packaging of inflammable mixture, known as "Thermo-Royal Anti-Freeze," in one-gallon glass jugs (capacity of jugs not in conformity with Administrative Code Specifications).

649-42-S—698-704 Myrtle avenue and 144-156 Spencer street, southwest corner (Block 1750, Lots 24 and 30), Borough of Brooklyn.

140-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Aluminum Plant Building); (Block 2600, Lot 200), Maspeth, Borough of Queens.

141-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Passageways); (Block 2600, Lot 200), Maspeth, Borough of Queens.

142-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Block 2600 (old Blocks, 2601, 2602 and 2595), Lot 200), Maspeth, Borough of Queens (under section 35, General City Law-re beds of mapped streets—47th street, 49th street, 53rd street and 58th avenue).

143-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Rectifier Buildings 1 and 1A); (Block 2600, Lot 200), Maspeth, Borough of Queens.

144-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Transformer Service Building); (Block 2600, Lot 200), Maspeth, Borough of Queens.

145-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Machine Shop Building 44); (Block 2600, Lot 200), Maspeth, Borough of Queens.

146-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Ore Unloading Building 36); (Block 2600, Lot 200), Maspeth, Borough of Queens.

147-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Boiler House Building); (Block 2600, Lot 200), Maspeth, Borough of Queens.

148-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Employment Office, Toilet and Lock Rooms); (Block 2600, Lot 200), Maspeth, Borough of Queens.

149-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Lunch Room); (Block 2600, Lot 200), Maspeth, Borough of Queens.

133-43-A—41-03 to 41-09 36th street, north side, 25 ft. east of Skillman avenue (Block 217, Lots 15-17), Long Island City, Borough of Queens.

165-43-A—150-01 Union turnpike, northeast corner of 150th street (Block 6712, Lots 16 and 17), Flushing, Borough of Queens.

115-43-S—21-10 49th avenue, southeast corner of 21st street (1st floor); (Block 71, Lot 1), Long Island City, Borough of Queens.

77-43-S—41-32 58th street, west side, 115 ft. 10¾ in. north of 43rd avenue (Block 1328, Lot 72), Long Island City, Borough of Queens.

80-43-A—117-08 114th avenue (Linden boulevard), southwest corner of 118th street (Block 11644, Lots 4, 7 and 8), Richmond Hill, Borough of Queens.

908-42-A—37-09 Broadway, north side, 75 ft. west of 37th street (Block 657, Lot 4), Long Island City, Borough of Queens.

909-42-S—37-09 Broadway, north side, 75 ft. west of 37th street (Block 657, Lot 4), Long Island City, Borough of Queens.

628-42-A—383-387 Lafayette street and 22 East 1st street, southeast corner (Block 531, Lot 20), Borough of Manhattan.

914-42-A—637-647 West 125th street, north side, 251 ft. ¾ in. east of 12th avenue and 634-642 West 130th street (Block 1996, Lot 14), Borough of Manhattan.

57-43-A—19-01 to 19-27 24th (Woolsey) avenue, 23-01 to 23-91 19th (Barclay) street, 19-02 to 19-28 23rd terrace (Phillips place) and 23-72 to 23-90 21st street (Van Zandt avenue); (Block 890, part of Lot 1), Long Island City, Borough of Queens.

126-43-S—213-221 Duffield street, east side, 100 ft. south of Willoughby street and 110-114 Willoughby street (Block 2077, Lot 18), Borough of Brooklyn.

152-43-A—133-147 Empire boulevard, 1730-1750 Bedford avenue, northwest corner and 94-110 Sullivan place (Block 1306, Lot 49), Borough of Brooklyn.

Appliances and Material for Approval.

102-43-SA—R. W. No. 1403 Elevator Interlocking vice.

860-42-SA—Climax Water Sterilizer.

369-41-SM—Peter Cooper Standard No. 1 Extra Spool Hide Glue and Peter Cooper Standard 1¾ Hide Glue (animal).

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MAY 4, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning May 4, 1943, at 10 o'clock in Room 1013, Municipal Building Manhattan, on the following matters:

Zoning Applications.

98-43-BZ—Application, January 28, 1943, under section 7b of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Ida Sarfati, owner, to permit in a residence use district, the conversion of occupancy of a building (the legal occupancy is two (2) stores and one family) to light manufacturing (dresses); premises 70-74 Malta street, west side, 100 ft. north of Hegeman avenue (Block 104, Lot 32), Borough of Brooklyn.

97-42-BZ—Application, December 23, 1942, under section 7b of the zoning resolution, of Jack Z. Cohen, applicant, on behalf of William Ulmer, Incorporated, owner of Merton Realty Co., Inc., lessee, to permit the extension of an unrestricted use district into a business use district, of an existing gasoline service station; the extension to be used for parking and storage of more than five motor vehicles; premises 1502-1508 Newkirk avenue and 589-603 East 15th street (Marlborough road), southeast corner (Block 5236, Lot 1), Borough of Brooklyn.

97-35-BZ—Application of Jack Z. Cohen, applicant, on behalf of Joseph Angelone, owner, reopened February 16, 1943, under section 7h of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles (previously acted upon by the Board); premises 115-119 Truxton street, north side, 142 ft. 9¾ in. west of Conway street (Block 1544, Lots 42 and 44), Borough of Brooklyn.

97-41-BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kiesewetter, applicant, on behalf of The Texas Company, owner, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station; premises 736-746 Linden boulevard and 736-804 Utica avenue, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn.

Appeal from Administrative Decision.

97-42-A—796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn, Misc. 8575-41.

HARRIS H. MURDOCK, *Chairman.*

MAY 4, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, May 4, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Appeals from Administrative Decisions.

97-43-A—323-335 East 44th street, north side and 322-335 East 45th street, south side, 175 ft. west of First avenue (Block 1337, Lot 4), Borough of Manhattan.

97-42-A—69-01 Metropolitan avenue and 66-79 69th street, northeast corner (Block 3050, Lot 49), Middle Village, Borough of Queens.

97-43-S—69-01 Metropolitan avenue and 66-79 69th street, northeast corner (Block 3050, Lot 49), Middle Village, Borough of Queens.

98-43-A—131-39 41st avenue, north side, 324-75 ft. west of Lawrence street (Block 5060, Lots 13 and 16), Flushing, Borough of Queens.

120-43-A—288 Flushing avenue, south side, 50 ft. 4 in. west of Steuben street (Block 1878, Lot 29), Borough of Brooklyn.

124-43-A—1317 77th street, north side, 140 ft. east of 13th avenue (Block 6233, Lot 71), Borough of Brooklyn.

139-43-A—126-144 Stewart avenue and 528-546 Meserole street, southeast corner (Block 2977, Lot 1), Borough of Brooklyn.

127-43-A—685 Westchester avenue, north side, 30 ft. west of Jackson avenue (Block 2635, Lot 64), Borough of The Bronx.

MAY 11, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning May 11, 1943, at 10 o'clock in Room 1013, Municipal Building Manhattan, on the following matters:

Zoning Applications.

856-42-BZ—Application, December 8, 1942, under section 7f of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Luigi Fatato, owner, to permit in a business use district, for a term of ten years, the conversion of occupancy of part of an existing building for the storage of more than five motor vehicles (trucks to be used in conjunction with the business (beer delivery) conducted on the premises); premises 308-318 Second street, south side, 105 ft. 6 in. east of Fourth avenue (Block 974, Lots 12, 15 and 17), Borough of Brooklyn.

552-42-BZ—Application, July 9, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of City Bank Farmers Trust Company (trustee), owner, to permit in a business use district, the extension of a gasoline service station; the said extension to be used for parking and storage of more than five motor vehicles; premises 126-150 Kings highway, southwest corner of West 13th street (Block 6618, Lots 34 and 52), Borough of Brooklyn.

389-42-BZ—Application, May 12, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Dominick Carl Carena, owner, to permit in a business use district, the alteration and extension of an existing gasoline service station; premises 8216-8220 Astoria boulevard and 2408-2412 83rd street, southwest corner (Block 1094, Lot 6), Jackson Heights, Borough of Queens.

HARRIS H. MURDOCK, *Chairman.*

JUNE 15, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning June 15, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Application.

137-26-BZ—Application of Arnold W. Lederer and James W. McGrath, applicants, on behalf of Rose Morizio, owner reopened June 10, 1941, under sections 7f, 7c and 21 of the zoning resolution, to permit for a stated term of years, partly in a business use and partly in a residence use district, the erection and maintenance of an extension to an existing garage for more than five motor vehicles; premises 8202-8226 18th avenue, west side, 70 ft. north of 84th

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street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn.

Appeal from Administrative Decision.

85-42-A—8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn (under section 36, General City Law—re erection of building fronting only on a private right of way not on the city map).

HARRIS H. MURDOCK, *Chairman.*

JUNE 15, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing Tuesday afternoon, June 15, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

Appeal from Administrative Decision.

746-42-A—241 West 72nd street, north side, 280 ft. 5½ in. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

MINUTES

*CORRECTION

The minutes of the meeting of the Board of Standards and Appeals held on March 2, 1943, as they appeared in Bulletin Vol. 28, No. 10, are hereby corrected to read as follows:

THE RESOLUTION (63-43-A)

WHEREAS, Benjamin M. Sylvan, for Mrs. Frank Langhans, owner (Edna Wood, lessee), filed on February 15, 1943, an appeal from a decision of the borough superintendent, affecting premises 169 Hawthorne street, north side, 349 ft. 4½ in. west of Rogers avenue (Block 5043, Lot 73), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent dated February 11, 1943 on Alt. Applic. 248-43 reads:

"1. Changing occupancy from residence to public use in a frame structure is contrary to secs. 2.1.3.5 and 4.2.1 of Bldg. Code."

and

WHEREAS, the applicant states that the building is 2½ stories (32 ft.) in height, 32 ft. by 40 ft. in area on a lot 47 ft. ½ in. by 167 ft. 6 in. irregular in area, located in a residence use, C area district, of class 4 construction, erected prior to 1916, used and occupied as follows: cellar—boiler room—ordinary use—no persons; 1st floor—dwelling—1 family; 2nd and attic floors combined—dwelling—1 family; proposed to be used and occupied as follows: cellar—boiler room—no persons; 1st floor—kindergarten and accessory reception room and office—20 children and 4 adults; 2nd and attic stories combined—dwelling—1 family; and

WHEREAS, the applicant requests that the Board consider a variation of the requirements of the Code on the following grounds: that the proposed public use will be limited to the first floor, which is adequately equipped with exits; that there is a pair of double doors 4 feet wide at the front of the building leading to an open porch that there are two 30 in. doors leading to rear enclosed porch, from which egress can be had by means of 30 in. door and steps leading to rear yard with access direct to street through side yards; that there is in addition thereto, a 29 in. door leading to steps to side yard with access direct to street; that existing frame buildings on adjoining lots are not nearer than 4 ft. to side lot lines; that the cellar ceiling within the boiler room enclosure and stair hall enclosure is covered with 26 gauge metal applied directly to

the beams; that the boiler room is enclosed with 8 in. brick and equipped with wood doors, which doors it is proposed to cover with 26 gauge metal and make self-closing; that the stair hall partition at the cellar level is 8 in. brick with an opening to the southerly half of the cellar, which opening it is proposed to brick up and to maintain the only access to the southerly half of the cellar through a wood door, which it is proposed to cover with 26 gauge metal and make self-closing; that the southerly half of the cellar will be unused except for meter room that the second and attic stories will be used for single family occupancy by the operator of the school; that only the two front rooms, as shown on plans filed with the borough superintendent, will be used for kindergarten purposes and that the waiting room and study room will be used as a waiting room for parents and as an office and study by the operator of the school; that one of the toilets on the second story will be used in conjunction with the school occupancy; that the rear service stairs, leading to cellar from the first floor, is provided with a wood door at the first floor level; that 20 children will occupy the first floor, 10 in the easterly front room and 10 in the westerly front room and will be under the supervision of adult instructors at all times.

Resolved, that the decision of the borough superintendent as to Alt. Applic. 248-43, be and it hereby is *modified* and that the appeal be and it hereby is *granted* as to Obj. 1 on condition that the building shall be maintained substantially as proposed; that the kindergarten shall be restricted to the school rooms on the first floor as proposed and the number of pupils shall at no time exceed twenty (20); that the building shall not be increased in height or area; that the door at the top of the stairs leading to the cellar shall be made self-closing; and, *granted* only so long as these conditions are maintained and the balance of the building is used for residential occupancy by the persons who are in charge of the school; that within one year, an additional toilet shall be constructed and maintained on the first floor so as to preclude the necessity of the pupils going to the second floor; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

*Correction—The measurement 4 ft. 6 in. changed to 4 feet in line 28 of resolution.

THE BUILDING LAWS

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RULES

RULES FOR FUSION WELDING AND GAS CUTTING

RULES COVERING THE SPECIFICATIONS FOR DESIGN, FABRICATION AND INSPECTION OF FUSION WELDED STRUCTURES AND THE QUALIFICATIONS OF WELDERS AND SUPERVISORS

ADOPTED BY THE BOARD OF STANDARDS AND APPEALS FEBRUARY 25, 1938.
EFFECTIVE MARCH 21, 1938, AND AMENDED MAY 17, 1940, EFFECTIVE JUNE 10, 1940.

[Cal. No. 1-38-SR]

Authority:

Pursuant to the authority vested in the Board of Standards and Appeals by Section 666, paragraph 2, of the Charter of the City of New York and C26-514.0 of the Administrative Code (8.6.2.2).

SCOPE.

These rules are supplementary and additional to the requirements for Fusion Welding as permitted under C26-158.0 of the Administrative Code (8.6.2.2) reading:

Fusion welding may be substituted for, or used in combination with, riveting or bolting to connect or assemble component parts of steel beams, girders, lintels, trusses, columns and other structural steel used in building construction if done under rigid inspection and specification, in accordance with the rules of the Board. These Rules shall also apply to gas cutting.

NOTE: Where a reference in parenthesis appears after the Administrative Code Section, it refers to the Section of the New Building Code as formerly numbered.

Rule 1. Application For Permits.

- 1.1 No person shall perform gas or electric welding on structures or parts thereof erected or to be erected within the City of New York except as provided in these Rules and in conformity with C26-211.0 of the Administrative Code (2.3.2).
- 1.2 The commencement of any structural welding work is forbidden until an application for a permit to perform such work is filed with and approved by the Borough Superintendent. The Borough Superintendent shall be notified in writing at least 48 hours prior to the date when the structural welding work is to commence. C26-172.0 of the Administrative Code (2.1.1.12).

Rule 2. Definitions.

- 2.1 ARC WELDING. A fusion welding process wherein the welding heat is obtained from electric arc formed between the base metal and metal electrode.
- 2.2 BASE METAL. The metal upon which the weld or cut is made.
- 2.3 BUTT WELD. A butt weld is a weld whose throat lies in a plane disposed approximately 90 degrees with respect to the surfaces of at least one of the parts joined. The size of a butt weld shall be expressed in terms of its net or unreinforced throat dimension in inches. C26-158.0 of the Administrative Code. (1.149).
- 2.4 CONTINUOUS WELD. A weld which is uninterrupted throughout the length of the joint.
- 2.5 CRATER. An unfilled concave depression in the fusion area of an arc weld resulting from penetration of the welding arc into the metal thereunder.
- 2.6 FILLER METAL. Metal especially prepared for addition to the weld. This term shall apply to this material only before deposition.
- 2.7 FILLET WELD. A fillet weld is a weld of approximately triangular cross section, whose throat lies in a plane disposed (inclined) approximately 45 degrees with respect to the surfaces of the parts

joined. The size of a fillet weld shall be expressed in terms of the width in inches of its adjacent fused sides. C26-158.0 of the Administrative Code (1.149).

- 2.8 FLAT WELD. A weld made by the fusion welding process on a horizontal plane or one inclined not over 45 degrees to the horizontal, the weld being made from the upper side of the parts joined.
- 2.9 FUSION WELDING. Fusion welding is the process of joining metal parts in the molten, or molten and vapor states, without the application of mechanical pressure or blows. Under these rules fusion welding is restricted to arc and gas welding processes. C26-75.0 of the Administrative Code (1.67).
- 2.10 GAS CUTTING. Gas cutting is the process of severing ferrous metals by means of the chemical behavior of oxygen, in the presence of ferrous metals at high temperatures, to produce a kerf, or cut, of uniform width without burning the edges of the kerf or cut. C26-77.0 of the Administrative Code. (1.69).
- 2.11 GAS WELDING. A fusion welding process in which the heat of welding is supplied by the combustion of oxygen and acetylene or other fuel gas in a suitable torch. Filler metal may be melted from a welding rod. Under these rules, gas welding is restricted to the oxy-acetylene process wherein filler metal is added.
- 2.12 HORIZONTAL WELD. A weld made by the fusion welding process on a plane vertical or inclined less than 45 degrees with the vertical, the linear direction of the weld being horizontal or inclined not more than 45 degrees to the horizontal.
- 2.13 LAYER. A stratum of weld metal of a fusion weld and consisting of one or more interwoven beads.
- 2.14 OVERHEAD WELD. A weld made by the fusion welding process on a horizontal plane or one inclined not over 45 degrees to the horizontal, the weld being made from the underside of the parts joined.
- 2.15 OVERLAP. A condition of lack of fusion where the deposited metal has overflowed the fused area of metal.
- 2.16 PENETRATION. The linear distance that the deposited metal penetrates below the original surface of the base metal.
- 2.17 ROOT. A root is the zone at the bottom of the cross-sectional space provided to contain a fusion weld. C26-312. (CL) of the Administrative Code (1.122).
- 2.18 SLOT WELD. A weld made in an enclosed or partially enclosed opening formed in one of the parts of a lap joint.
- 2.19 SUPERINTENDENT. Wherever the word "Superintendent" appears in these Rules, it shall mean the Borough Superintendent of Housing and Buildings of the borough having jurisdiction.
- 2.20 TACK WELD. A weld of random size or shape intended only to fix a member or part thereof of a structure, in correct position preparatory to final welding, and shall not be considered to transmit stress.

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- 2.21 THROAT. The minimum thickness of a weld along a straight line passing through the root. Throat of a fillet weld is the distance along a line from the root to the hypotenuse at right angles thereto, of the largest isosceles triangle which can be constructed in the cross section of the fillet weld. The throat of a butt weld shall be equal to the thickness of the thinner part joined. C26-53.0 of the Administrative Code (1.144).
- 2.22 UNDERCUT. A condition wherein the base and weld metal is melted away leaving a depression, the surface of which lies below the designed surface contour of the joint.
- 2.23 VERTICAL WELD. A weld made by the fusion welding process on a plane vertical or inclined less than 45 degrees with the vertical, the linear direction of the weld being vertical or inclined not more than 45 degrees to the vertical.
- 2.24 WELD DIMENSIONS. The dimensions of a weld shall be expressed in terms of its size and length. C26-158.0 of the Administrative Code (1.149).
- 2.25 WELD LENGTH. Shall be considered to be the unbroken length of the full cross-section of the weld exclusive of the length of any craters. C26-158.0 of the Administrative Code (1.149).

Rule 3. Design and Supervision.

- 3.1 The licensed architect or licensed professional engineer designing or supervising the construction of a welded structure shall be experienced and skilled in such work. C26-515.0 (c) (8.6.2.3.3).

3.2 PERMISSIBLE UNIT STRESSES.

In the design of welded structures or parts thereof the stress at every connection must be accurately calculated and the required amount and the exact type and location of weld and filler metal with respect to the parts joined be specified.

- 3.2.1 Welded joints shall be so proportioned that the maximum stresses shall be less than the following amounts in pounds per square inch:
- | | |
|--|--------|
| Shear on section through the throat of a weld | 11,300 |
| Tension on section through the throat of a weld..... | 13,000 |
| Compression on section through the throat of a weld..... | 15,000 |
- Maximum fiber stresses due to bending shall not exceed the maximum values allowed above for tension and compression respectively. C26-368.0b (6) of the Administrative Code (7.4.5.6).

- 3.2.2 Stress on a fillet weld shall be considered as shear for any direction of the applied stress.

- 3.2.3 Adequate provision shall be made for bending stresses due to eccentricity in the disposition or section of base metal parts.

- 3.2.4 The allowable compressive strength mentioned in these Rules is not intended to prevent butt welds being used across the entire section to transmit the total compressive stress in compressive flanges of beams, girders, truss plates or compression blocks or other members protected against lateral deflection even though such stress exceeds 15,000 lbs. per sq. in., but not exceeding the maximum allowable compressive stress in the parts joined.

3.3 WORKING STRESSES FOR WINDLOADS.

When the stress in any member due to wind is less than 33⅓% of the stress due to live and dead loads, it may be neglected. For combined stresses due to wind and other loads, the permissible working stresses may be increased 33⅓%, provided the section thus found is at least that required by the dead and live loads alone. For stresses due to wind

only, the permissible working stress shall be the same as for live and dead loads. C26-372.0, 373.0 and 374.0 of the Administrative Code (7.4.8).

- 3.4 WELDED GIRDERS. In welded girders the connection of component parts of flanges to each other and of flanges to webs shall be by continuous or intermittent fillet welds designed to transmit the stress. C26-520.0 (d) of the Administrative Code (8.6.2.8.4).

- 3.5 Girders shall be proportioned either by their moments of inertia or by the flange-area method; in the latter method, when applied to a welded girder having no holes in the web, 1/6 of the web area may be considered a part of the area of each flange. Stiffeners may be either angles or flat plates, welded to the web and flanges by welds designed to transmit the stresses.

- 3.6 BEAMS. The use of continuous beams and girders, shall be permitted provided their welded connections be designed to transmit the stresses involved in continuous beam construction and columns are designed for the moment added by such construction. At the ends of non-continuous beams, the connections shall be designed to avoid excessive secondary stresses due to bending.

- 3.7 WELDED COLUMNS. C26-520.0 (e) of the Administrative Code (8.6.2.8.5). Fillet welds connecting the component parts of a built-up column may be either continuous or intermittent. If intermittent the length of each weld at the ends of the column shall be equal to the least width of the column. The length of the intervening welds shall be at least one and one-half inches, spaced at most four inches in the clear. The size, length and spacing of the fillet welds shall be such as to provide the same strength, per unit of column length, as the allowable shearing stresses in structural steel for power driven rivets. Lattice bars and tie plates shall be welded so as to obtain strength equal to that specified in C26-368.0b (6) of the Administrative Code (7.4.5.4). Shearing stresses.

- 3.7.1 Where column splices are welded, welds must be provided equal in strength to the shear of the standard column splice.

- 3.8 WELDED BUTT JOINTS. The edges of base metal parts, one-quarter inch or more in thickness transmitting stress by means of butt welds shall be beveled. For single and double "V" joints, the bevel of each part shall be at least 30 degrees. For single and double bevel joints, the bevel shall be at least 45 degrees.

Before welding, the root edge or face of one part shall be separated from the root edge or face of the other part by not less than 1/16 inch nor more than 1/4 inch.

Butt welds shall be reinforced by depositing additional metal on the weld to a height extending beyond the surface of the thinnest part joined. The height of such reinforcements shall be at least the following percentages of the thickness of the thinnest part joined: 20 percent for single "V" and single bevel butt welds, and 12½ percent on each side, for double "V" and double bevel butt welds. C26-520.0(f) of the Administrative Code (8.6.2.8.6).

- 3.9 FILLET WELDS. The length of any fillet weld shall be made not less than four times the weld size or else the size of the weld shall be considered not to exceed 1/4 of the length for purposes of calculating strength under these rules.

- 3.10 WELDS IN SLOTS OR HOLES. When welding inside a slot or hole in a plate or other part, in order to join same to an underlying part, fillet welding may be used along the wall or walls of the slot or hole, but the latter shall not be filled with

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weld metal or partially filled in such manner as to form a direct weld-metal connection between opposite walls, except that fillet welds along opposite walls may overlap each other for a distance of one-fourth of their size. No slot or hole shall be less in width or diameter than $1\frac{1}{2}$ times its depth.

3.11 FIELD RIVETED, BOLTED AND WELDED CONNECTIONS. C26-521.0 of the Administrative Code (8.6.2.9).

3.11.1 In tier structures less than 125 feet high, in which the height is less than two and one-half times the minimum horizontal dimension, all column splices and field connections may be bolted.

3.11.2 In structures in which the height is over 100 feet and is more than two and one-half times the minimum horizontal dimension, and in structures 100 feet or less in height in which the height is more than four times the minimum horizontal dimension, column splices and connections to columns shall be riveted or welded.

3.11.3 In structures over 125 feet in height and in all structures of a special character, connections of beams and girders to columns, and beams and girders bracing columns shall be riveted or welded. Column splices in structures 200 feet or more in height shall be riveted or welded. Column splices in tier structures less than 200 feet high (except as provided in the preceding paragraph) may be bolted.

3.11.4 All other field connections may be bolted (except that, in all structures, the connections for supports for running machinery or other moving loads shall be riveted or welded).

3.11.5 Within existing structures steel work for alterations, or additions (except to the main structural framework), which do not affect existing column splices, connections and other riveted or welded work, may be bolted.

3.12 COMPLETION OF WORK.

Upon the completion of all structural welding operations, the licensed architect or licensed professional engineer responsible for the design of the structure shall certify to the Borough Superintendent that the fabrication and welding of such structure have been carefully inspected and that the requirements of his design and these Rules have been fulfilled in every respect by the contractor who has done the welding.

Rule 4. Board of Examiners for Welders.

4.1 The Board of Examiners for Welders provided for in C26-209.0 of the Administrative Code (2.3), shall be appointed by the Commissioner of Housing and Buildings from members of the staff of the Department as recommended by the Borough Superintendents. All certificates of qualification issued shall be uniform for the five Boroughs. There shall be a separate certificate for gas welding and for electric arc welding, which certificates shall not be interchangeable and shall apply specifically to the type of work to be done and shall be issued in accordance with Rule 5.

4.2 WELDERS TO BE QUALIFIED. No person shall perform welding work on any structural member of a structure without having obtained a certificate of qualification from the Board of Examiners for Welders. C26-211.0 of the Administrative Code (2.3.2).

4.2.1 Before a certificate of qualification may be issued authorizing a person to perform welding work on any structural member of a

structure, the person applying for such certificate shall have submitted to and satisfactorily passed an examination to determine his qualifications, conducted by Board of Examiners for Welders to be appointed by the Commissioner. A certificate of qualification shall be issued to each applicant having proved his qualifications and upon the payment of a fee of Two Dollars. Such certificate shall continue in effect for a period of one year unless sooner revoked or suspended and to be effective thereafter shall be renewed annually. The annual renewal fee shall be One Dollar.

4.2.2 No person shall be eligible for a certificate of qualification to perform welding work as provided in this section unless he is a citizen of the United States of America.

4.2.3 The Borough Superintendent may revoke or suspend a certificate of qualification of any person, if workmanship on any structural welding is such as to indicate incompetency or negligence which might endanger a structure or result in injury to humans.

4.2.4 Renewal of a certificate may be made without additional requalification test if the applicant's record indicates satisfactory welding experience during the previous year.

4.2.5 Certificates for gas welding and certificates for electric welding, including provisions for welding performed by each welder for the current year, shall be on forms as approved by the Board of Standards and Appeals.

Rule 5. Qualification Test for Welders.

5.1 These qualifications tests shall be conducted by the Board of Examiners for Welders or its representative but, in the discretion of the Board of Examiners for Welders documentary or other evidence, or both, that the applicant has passed the qualification test, conducted by a standard testing laboratory or an inspection by the Borough Superintendent or his representative may be accepted as satisfactory proof of the applicant's fitness to make structural welds in accordance with Rule 5.4. Welders performing work outside New York City shall be qualified under this rule. C26-381.0 of the Administrative Code (8.1.2).

5.2 Qualification for arc welding shall not constitute qualification for gas welding, and vice versa. Qualification for welding with bare electrodes shall not constitute qualification for welding with flux-coated electrodes, and vice versa.

5.3 The foregoing provisions are not intended to bar an applicant from further trial in case of one or more failures, or to require an operator who has passed the tests to qualify anew for every job he may undertake.

5.4 QUALIFICATION REQUIREMENTS.

5.4.1 Before issuance of a certificate of qualification by the Board of Examiners for welders the applicant shall have passed the qualification tests prescribed as follows:

5.4.2 The minimum qualification requirements shall be the welding of test specimens of the type shown in Fig. 2 and specified in Rule 5.4, each specimen to be tested for failure in a reliable tension testing machine and to develop ultimate resistance not less than 80 kips if welded with filler metal of grade 2, 4, 10 or 15; or 67 kips if welded with filler metal of grade 20, 30 or 40.

5.4.3 Two specimens shall be welded in the downward or flat welding position, two in the vertical welding position and two in the overhead welding position.

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5.4.4 The form of test specimen shall be as shown in Fig. 2, consisting of four steel bars or plates connected by four approximately equal fillet welds. The specifications of the bar steel shall conform to Rule 7. The welding edges of the splice bars shall be cut flat and square and any burrs shall be removed. The bars shall be clamped securely together and tack welded in proper position with the splice bars centered on the main bars and the faces of the main bars in true planes, in preparation for the test welding. Welding shall be performed with the same process (arc or gas), the same welding procedure, and the same general type of electrodes or welding rods as are to be used in the work for which the operator is being tested.

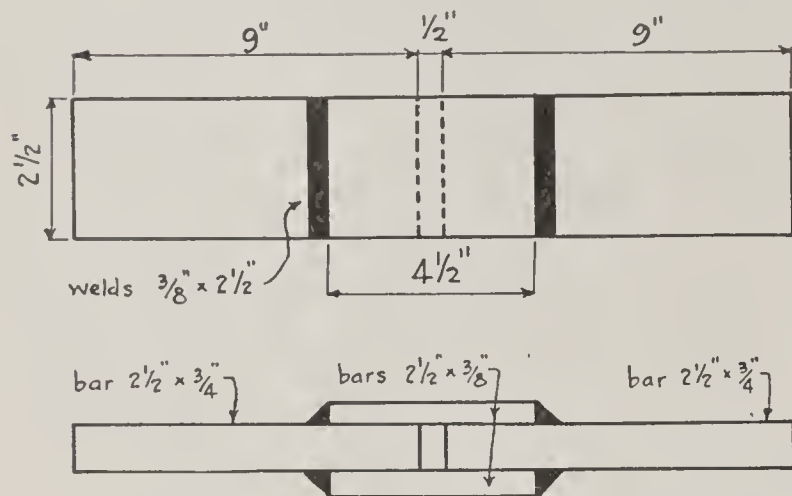


FIG. 2

Welds shall be made as nearly as possible to the designed dimensions, and in conformity with the practices set forth in Rule 6; at every cross-section the weld size in each direction shall be within 1/16 in. of the prescribed 3/8 in.

Rule 6. Quality of Welds.

The quality of welds permitted under these rules shall conform to the following requirements:

- 6.1 The quality of Test Welds and Construction Welds shall fulfill all requirements with regard to shape and internal quality.
 - 6.1.1 All lap welds shall indicate good penetration to the root of the weld and good fusion at both sides of the bead.
 - 6.1.2 All fillet welds shall show absence of undercutting, proper shape of the bead, lack of overlaps and proper fusion.
 - 6.1.3 All butt welds shall show good fusion without overlapping or undercutting.
- 6.2 **UNDERSIZE WELDS.** Undersize or undercut welds shall be built up by welding to conform to the weld cross-section called for in the drawings

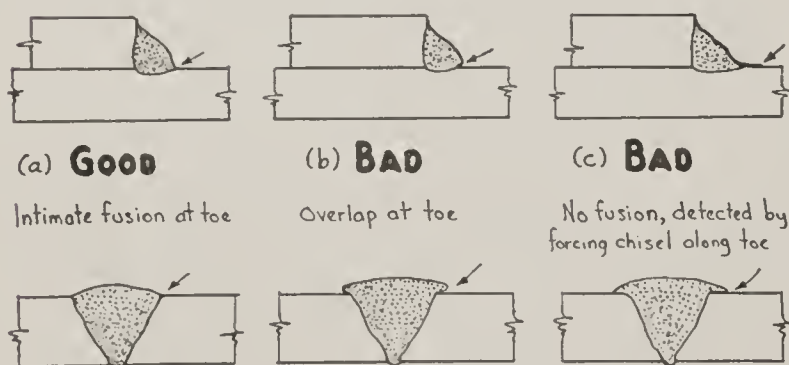


FIG. 3

and specifications. The surface of previously deposited welds shall be cleaned of oxides or slag before any reinforcing weld metal is applied.

6.3 SHAPE.

- 6.3.1 Welds shall conform in shape to those shown on Figs. 3a and 4a and shall not be undersized.
- 6.3.2 Surfaces of weld shall be reasonably smooth and uniform in contour. Weld metal along the toe of the weld shall not overlap the base metal surface but shall form an intimate contact therewith as shown in Figure 3a.
- 6.3.3 **INTERNAL QUALITY.** The weld metal shall be sound throughout and shall be free from oxides, non-metallic inclusions and gas pockets. The weld metal shall be thoroughly fused with the base metal along all surfaces and edges of union, and shall penetrate in the root of the weld, as shown in Fig. 4a.

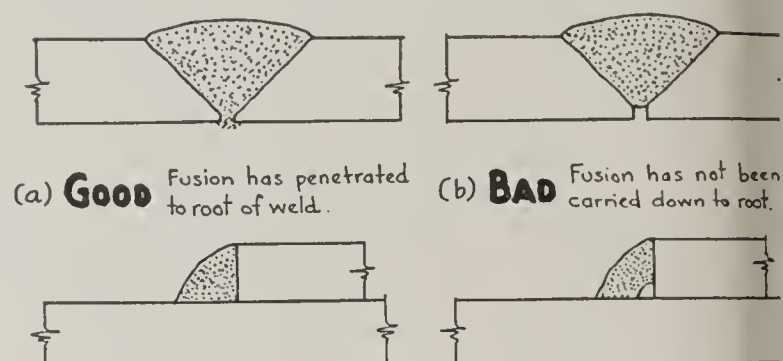


FIG. 4

- 6.3.4 **WELD ENDS.** The ends as well as body of the welds shall conform to all requirements of Rule 6.

Rule 7. Specifications and Tests of Welding Materials.

- 7.1 Structural steel shall conform to A.S.T.M. Specifications A-7-36 or A-9-36.
- 7.2 Filler metal (electrodes or welding rods) shall conform to all requirements of A.S.T.M. Specification A205-37.T and the Borough Superintendent may accept certified test results from a reputable manufacturer that tests have been made in conformance with these specifications.

Rule 8. Gas Cutting of Structural Steel.

C26-526.0 (a) to (g) of the Administrative Code (8.6.3.2.1-7 inc.).

- 8.1 Contractors desiring to do gas cutting shall be required to satisfy the Borough Superintendent as to their ability to produce satisfactory gas cuts.
 - 8.1.1 Gas cutting shall be done by one experienced in this work and under the continual supervision, as provided in 9.1.
- 8.2 Gas cutting on any member while it is carrying stress is prohibited (except for detail cutting to correct minor fabricating errors where the removal of metal resulting from such detail cutting will leave unimpaired the required strength of members to be cut).
 - 8.2.1 Any field cutting of structural members to provide openings or to remove portions of flanges shall not be done, unless provided in the design.
- 8.3 Gas cut edges shall be smooth and regular in contour.
- 8.4 Gas cutting may be used in the preparation of metal parts for welding provided the edges are thoroughly cleaned after cutting so as to expose clean steel.
- 8.5 Gas cutting to replace the milling of surfaces is prohibited.

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- 8.6 Gas cutting of holes in a member designed without provision therefor is prohibited.
- 8.7 The radii of re-entrant gas cut fillets shall be as large as possible and at least one inch. To determine the net area of members so cut, one-eighth inch shall be deducted from gas cut edges.

Rule 9. Supervision and Inspection.

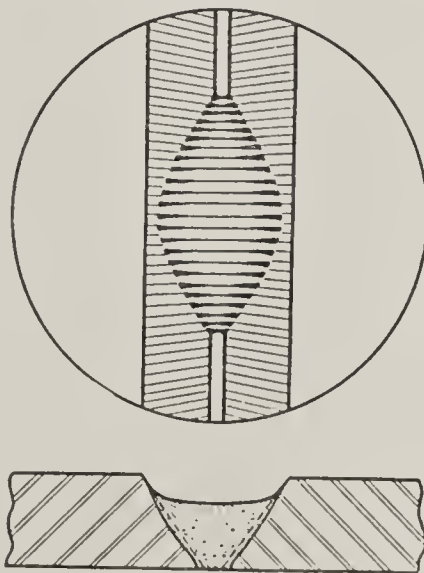
- 9.1 Any welding to be done on a structure or any part thereof shall be performed under the supervision of a representative of a standard testing agency or an inspection agency responsible to the owner or licensed architect or licensed engineer. Such agency shall be acceptable to the Borough Superintendent.
- 9.1.1 The Borough Superintendent may, in the case of minor welding operations, including stairs and fire escapes, waive the requirements for inspection by a testing agency or inspection agency, if in his judgment such inspection may be adequately made by an inspector of welding employed regularly in the Department of Housing and Buildings.
- 9.2 The agency as provided for in 9.1 shall take adequate means to assure that the preparing, gas cutting, assembling and welding of the joints of the structure conform to the design and that the resulting structure is free from deficiencies and injurious defects. He shall keep and submit daily to the licensed architect or licensed professional engineer responsible for the work adequate records of the progress of the work, of difficulties experienced, and of his decision of acceptance and rejection. His records shall allocate a definite and personal responsibility for his acceptance of every weld as to size, location, type of filler metal used and quality of workmanship, and shall evidence that no weld called for in the design has been omitted. He shall require that each welder stamp his identification symbol on his work, and the inspector after inspecting each weld shall do likewise.
- 9.2.1 He shall inspect for defects and irregularities, plate cracks adjacent to or behind welds crater cracks or cracks in the weld metal.
- 9.2.2 He shall gauge all welds for deficiency of throat or other critical cross-section.
- 9.2.3 He shall carefully observe and reject undercutting, overlap or lack of fusion at edges of weld, lack of penetration, or porosity, location of craters, size and shape of bead, and order occasional chipping to determine penetration and correct all or any irregularities of workmanship contrary to the design.
- 9.3 The contractor who is to do welding shall be approved by the Borough Superintendent. He shall submit to the Borough Superintendent a statement that the work will be done in accordance with these rules and the Administrative Code and shall include in such statement, the detailed procedure he proposes to follow, which shall include the following:
- That each welder or group of welders shall be under the continual supervision of an experienced foreman.
- That only welders qualified under these rules be employed. Each welder shall exhibit, when required, his Certificate of Qualification.
- That each welder shall be provided with proper gauges to check his work.
- That the foreman shall be able to read blueprints and shall lay out and allocate the work each welder is to perform and he shall carefully observe the burn-off of the electrode; the fusion, and penetration of crater; the formation of the bead; and the sound of the arc.
- That only the base metal and filler metal conforming to the job specifications and these rules be used.

That the welding equipment furnished shall have proper characteristics to allow good work.

That whenever deemed necessary by the Borough Superintendent, such tests of the finished welds, shall be made as required by him.

Rule 10. Workmanship on Welded Structures.

- 10.1 The arrangement of the joints to be welded shall be such as to enable the operator to have an unobstructed view of the surfaces to be welded at all times during the welding operation.
- 10.2 Welds found deficient in dimensions, but not in quality may be enlarged by additional welding. Where a deficient weld renders the weld inaccessible or has caused new conditions which would make reinforcement dangerous or ineffectual, the weld shall be removed and original conditions restored or in lieu thereof a revised design, correcting this condition shall be submitted to the Borough Superintendent. Any weld found deficient in quality, size or made contrary to the requirements of these rules shall be removed by chipping or melting and shall be remade. The weld metal shall be removed throughout its depth to clean base metal. A cracked weld shall be removed throughout its entire length.
- The cutting or chipping of a weld shall not extend into the base metal. In removing welds, care shall be taken not to burn or otherwise injure the base metal and after melting the exposed base metal shall be cleaned by chipping and wire brushing.
- 10.3 TACK-WELDS. In making tack-welds, the same precautions should be observed as when starting welds. Where a designed weld will later be made over the tack-weld, the tack-weld shall be made with the same care as required for designed welds.
- Whenever tack-welds are located where a designed weld will later be made, they shall be made according to the foregoing requirements. When encountered in the final welding operation, they shall be thoroughly fused in with the final weld. Tack-weld should be thickest at the center and should taper at both ends for convenience in carrying the regular weld over the tack-weld (see Fig. 19).



Section Through Tack-Weld

FIG. 19

- 10.4 Surfaces to be welded shall be free from mill scale, rust, paint or other foreign matter. A thin coat of linseed oil or its equivalent over the surfaces to be welded need not be removed. These provisions shall apply to new structures and where new steel is to be welded to steel in any existing structure.
- Structural steel shall not be painted on any areas where shop or field welding is to be performed except that a coat of linseed oil without pigment may

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be used for temporary protection. However, structural members which have been painted, may be welded, provided that the paint is completely removed from the areas to be welded. Parts which are welded in the shop, to be erected by bolts or rivets, shall receive the usual painting if any is required after the shop welding is finished. Parts to be field welded shall receive a coat of linseed oil after shop work is completed, and after erection and field welding, they shall be given two coats of acceptable metal protection if painting is required. C26-522.0 of the Administrative Code (8.6.2.10).

10.5 Where rivets are under load there shall be no welding at the connections between structural members so riveted unless precautions are taken to prevent loss of tension of rivet in a manner approved by the Borough Superintendent. See 3.11.5.

10.6 In assembling and during welding the component parts of a built up member shall be held by sufficient clamps or other adequate means shall be employed for temporarily fastening the members together and bracing the framework until the joints are welded. This shall consist of erection bolts or positive devices imparting sufficient strength and stiffness to resist all temporary weights and lateral forces, including wind.

For all welded structures, erection bolts, or equivalent means shall be employed for temporarily supporting the members, and existing loads, and for insuring proper alignment.

The temporary support of girders carrying columns or other heavy loads shall be made rigid by such means as shall be designed by the licensee architect or licensed professional engineer in charge and approved by the Borough Superintendent.

In tier building erection, members shall not be erected more than two tiers, or more than one-column length above any column connections yet unwelded.

10.7 The welder shall be protected by adequate covering against high winds, rain, snow or sleet.

Where there is an accumulation of water, ice, or snow in the joint to be welded same shall be removed and the joint made dry before welding.

No welding shall be done where the prevailing atmospheric temperature is below 25 degrees Fahrenheit unless the base metal at the starting point of the weld shall be pre-heated, nor in any case where the prevailing atmospheric temperature is below zero.

Rule 11. Metal Chimneys, Tanks, Stairs and Fire-Escapes.

Metal Chimneys, Tanks, Stairs and Fire-Escapes and all materials entering into their construction when welded, shall conform to these Rules.

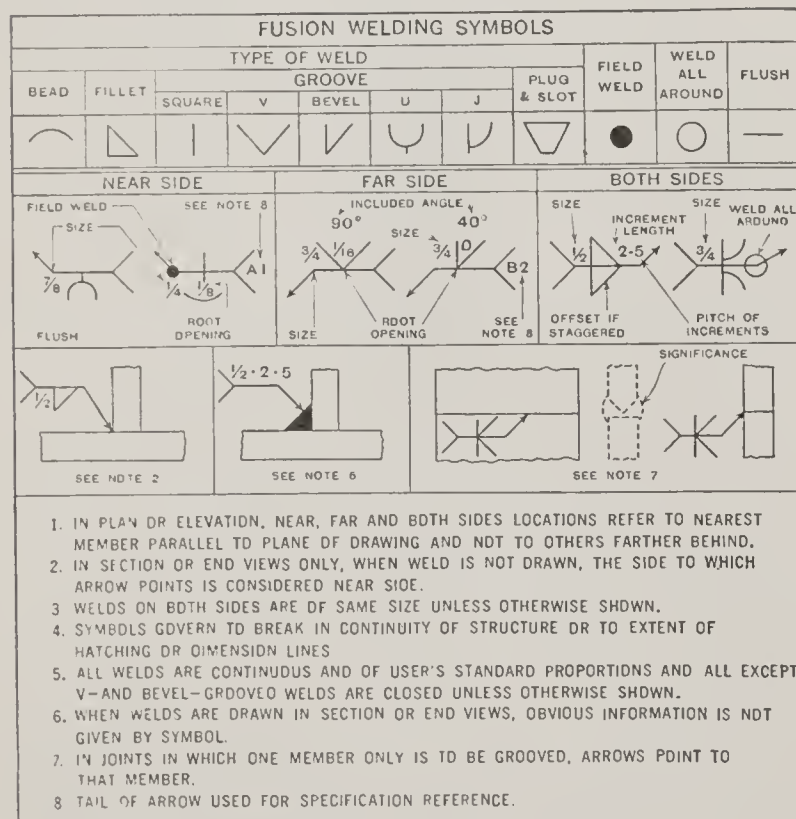
11.1 Stairs and fire-escapes shall be considered as light structural steel and where shop welded shall have attached thereto a tag or label affixed by the standard Testing Agency, to the effect that these Rules have been complied with.

APPENDIX.

The following is not to be considered as part of the Rules for Fusion Welding and Gas Cutting but is printed for general information only:

I. Weld Symbols.

To provide for uniformity when plans are filed with the Borough Superintendent symbols for fusion welding and a method of showing them on drawings shall be as shown in figure 1.



NOTE: All dimensions in inches.

FIG. 1

II. Sizes, Chemical Composition and Tests of Filler Metal.

Standard sizes of filler metal are as follows: 1/16, 3/32, 1/8, 5/32, 3/16, 7/32, 1/4, 5/16 and 3/8 in. in diameter. In the case of coated or covered filler metal, the standard size shall refer to the diameter of the core wire.

TABLE 1.—TENSILE REQUIREMENTS FOR DEPOSITED METAL

Grade	Base Metal	Treatment of Welded Specimen ^a	All-Weld Tensile Test	
			Tensile Strength, min., lb. per sq. in.	Elongation in in., min. per cent
No. 2..	Firebox quality steel plate, tensile strength 55,000 lb. per sq. in., min.; or Steel for bridges, tensile strength 60,000 lb. per sq. in., min., with carbon not over 0.25 per cent and manganese not over 1.00 per cent., or equivalent steels.	stress-relieved non-stress-relieved	80 000 80 000	20% 15%
No. 4..	same as for Grade No. 2	stress-relieved non-stress-relieved	75 000 75 000	20% 15%
No. 10.	same as for Grade No. 2	stress-relieved non-stress-relieved	60 000 60 000	25% 20%
No. 15.	same as for Grade No. 2	stress-relieved non-stress-relieved	60 000 60 000	20% 17%
No. 20.	same as for Grade No. 2	stress-relieved non-stress-relieved	52 000 55 000	10% 7%
No. 30.	same as for Grade No. 2	stress-relieved non-stress-relieved	45 000 47 000	7% 5%
No. 40.	same as for Grade No. 2	stress-relieved non-stress-relieved	45 000 47 000	5% 3%

^a Stress-relieving where called for in these specifications is for purpose of developing the fundamental properties of the weld metal unaltered by locked-up stress. Values obtained from stress-relieved welded specimens are about 5 per cent lower in tensile strength and 10 to 20 per cent higher in ductility than those of non-stress-relieved.

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It is immaterial how these high physical properties are obtained, i.e., whether by carbon-steel filler metal with manganese and boron contents or by the use of some other alloying elements, but the total amount of such other elements shall be less than 4 per cent.

CHEMICAL COMPOSITION.

the filler metal shall be capable of depositing metal conforming to the following requirements as to chemical composition:

Phosphorus, max., per cent.....	0.04
Sulfur, max., per cent.....	0.04

CHEMICAL ANALYSIS.

For arc-welding electrodes, the sample for analysis shall be prepared as follows: A specimen of standard base metal (Table 1) of sufficient size, shall be prepared, and made of five superimposed layers of arc metal deposited thereon. The fifth or top layer shall be ground or machined away and discarded. The fourth layer shall be fully milled off and used for the analysis specified.

For gas-gelding rods, the sample for analysis may be prepared as described in preceding paragraphs, except that the layers shall be considered sufficient and the top layer for the analysis, or analysis may be made of the weld-rod. In the latter case, ten rods shall be selected at random from the lot, and milled in such manner as to represent the entire cross-section.

T SPECIMENS.

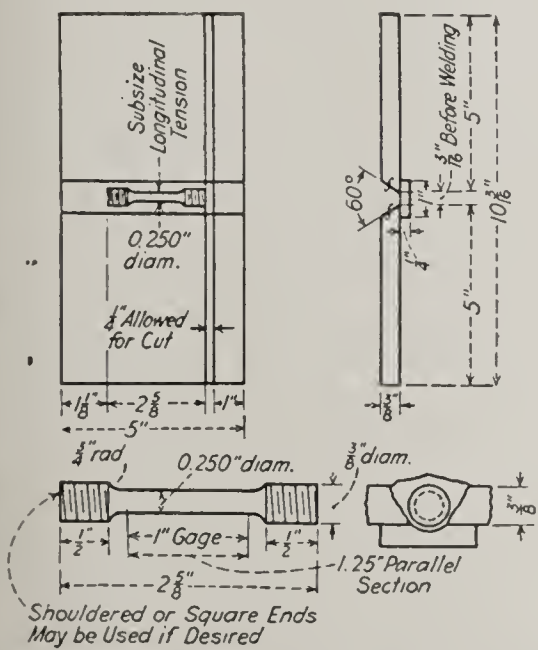
ALL WELD METAL TENSION TESTS. The deposited metal shall conform to the minimum tensile properties specified in Table 1.

CIMENS (Test).

From each lot of each size of filler metal, a sufficient number of electrodes or welding rods shall be selected at random and a deposited metal specimen prepared. The specimen shall be prepared in accordance with its proposed

For 1/16, 3/32 and 1/8 in. filler metal, a plate 3/8 in. in thickness shall be prepared as illustrated in Fig. 5 and the size all-weld tension specimen prepared as shown.

For 5/32 in. and larger sizes of filler metal, a plate 3/4



- 1.—The above plate shall be used for $\frac{1}{8}$ -inch filler metal.
- 2.—Welds shall be deposited in either layers or beads.
- 3.—Welds in vertical position shall be deposited upwards.
- 4.—Electric welds shall cool to at least 100 F. between the deposition of each layer or bead.

Plate for $\frac{1}{8}$ -in. Diameter Filler Metal and Method
of Machining Specimen.

FIG. 5

in. in thickness shall be prepared as illustrated in Fig. 6 and the tension specimen prepared as shown.

Test plates shall be so supported that warping due to welding shall not throw the finished test plate out of line by an angle of over 5 deg. If plates are warped, they shall be straightened cold before being stress-relieved where required.

SPECIAL TESTS. The Borough Superintendent or his representative may require such additional standard tests as will properly develop the strength of the filler metal.

RETESTS. If any tension test specimen fails, additional test plates shall be prepared at the direction of the inspector.

ELECTRODES FOR MANUAL WELDING. In the case of coated or covered electrodes for manual welding, about 1 in. of the electrode shall be bare or free from coating at the one end for making contact with the holder. The arc end shall be sufficiently bare to permit easy striking of the arc, but the length of the bare portion of the arc end, measured from the end to the point where the full cross-section of the coating obtains, shall not exceed one nominal diameter.

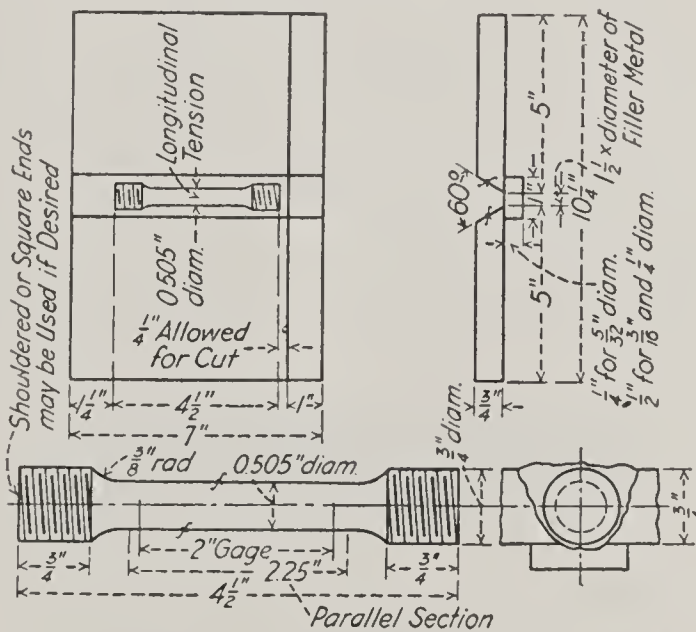
PREPARATION OF FILLER METAL.

Uncoated filler metal and the core of coated or covered filler metal shall be of uniform quality free from injurious segregation, oxides, pipe, seams or other irregularities.

On coated or covered filler metal, the coatings and coverings shall be such that they are not readily damaged by ordinary handling and shall be of commercially uniform thickness and shall present a workmanlike appearance. Coatings and coverings shall be free from injurious scabs, blisters, abnormal pockmarks, bruises or other surface defects.

The surface of gas-welding rods and bare electrodes shall be smooth and free from harmful scale, oil, or grease and shall be plain or copper finished, as specified.

Cross-sectional dimensions shall not vary from that specified by more than 3 per cent.



NOTE 1.—The above plate shall be used for filler metal 5/32-in. in diameter and larger.

NOTE 2.—Welds shall be deposited in either layers or beads.

NOTE 3.—Welds in vertical position shall be deposited upwards.

NOTE 4.—Electric welds shall cool to at least 100 F. between the deposition of each layer or bead.

Test Plate for Filler Metal 5/32-in. in Diameter and Larger and Method of Machining Specimen.

FIG. 6

REQUIREMENTS FOR ARC WELDS

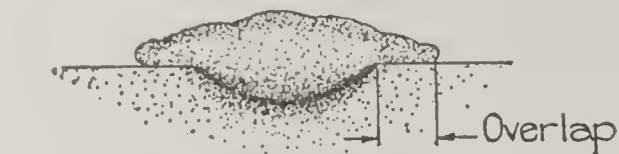
III. Bare and Lightly Coated Electrodes.

WELDING ARC. Unsound welds insufficient penetration and overlap in general resulting from improper arc

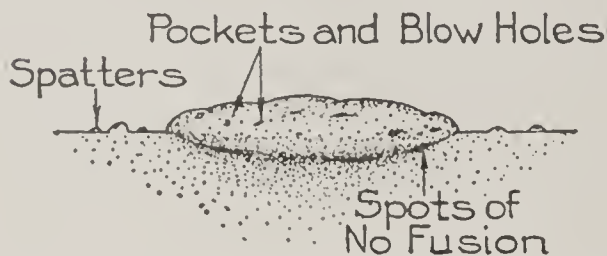
RULES

length and amount of current and incorrect rate of travel, are prohibited. The characteristics of these different conditions are illustrated in Figs. 7 and 8.

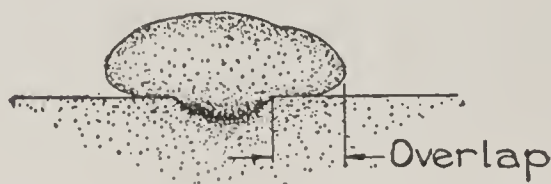
FIG. 7



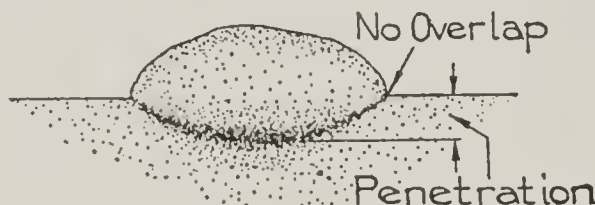
(a) Welding arc has traveled along too slowly



(b) Too long arc used or too rapid travel

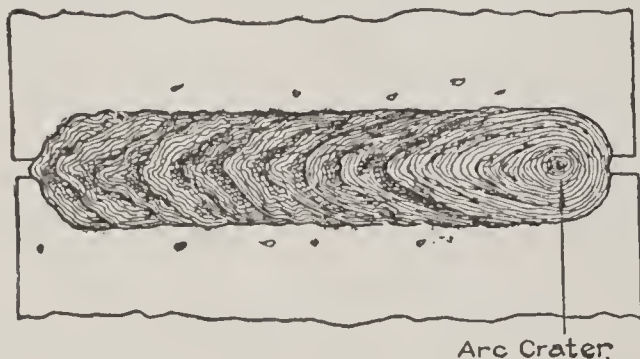


(c) Not enough heat used

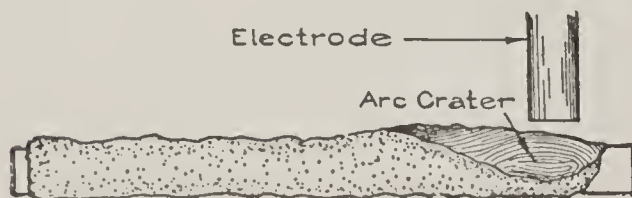


(d) Satisfactory weld, "good penetration"

DEPTH OF CRATER. The depth of arc crater should not be less than 1/16 in. (see Fig. 8).



Arc Crater



Longitudinal section of deposited metal showing penetration and arc crater.

FIG. 8

LENGTH OF ARC. In manual metal arc-welding proper fusion, penetration and soundness of weld shall be secured by using as short an arc as can be maintained in each form of weld. A typical example of proper arc length for given thickness of base metal and for a 3/8-in. fillet weld is shown in Fig. 9. When properly manipulated, the arc will throw a steady shower of small sparks, and (in the case of bare electrodes) will be accompanied by a regular crackling, snappy sound with fractional intervals less than

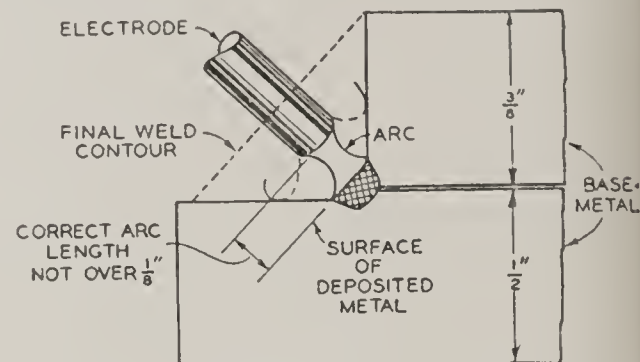


FIG. 9

one-half second between explosions. With a given current the length of arc depends upon the arc voltage which should not exceed 20 volts.

CURRENT. The amount of current shall be such as will best suit the arrangement and the thickness of the base metals to be joined. Sizes and current values shall conform to those given in Table 2. In special cases of approved sizes and currents may be specified, when permitted by the Borough Superintendent. The current voltage used shall be measured by suitable meters, either mounted on the arc welding machine panel, or portable, use at the point of welding. Allowance shall be made for line drop where the meters are not adjacent to the point of welding.

Table 2—Current Values and Sizes of Bare and Light Coated Electrodes for Various Sizes of Welds

Size of Weld In.	Minimum Number of Layers	Electrodes and Current Values
1/4	1	In all these cases use either 5/32-in. electrodes with 180 amps., or 3/16-in. electrodes with 180-225 amps.
3/8	1	
1/2	2	
5/8	2	
3/4	3	

MANUAL OPERATION OF ARC. The arc shall be started by drawing a long arc momentarily to preheat the metal before deposition of filler material to insure thorough fusion at start of weld or it shall be started with a short arc rapidly back and forward over a limited area at start.

In case of a long weld where more than one electrode is used, the arc shall be re-started about 1/4 in. to 3/8 in. ahead of the crater, going back over the crater to properly fuse and keep a uniform contour, thus insuring proper preheating as in start of weld.

On single layer welds the arc shall progress with either a straight forward motion or an oscillatory motion depending on size of joint to be filled to bring it up to proper contour and insure proper fusion in root zone.

In multi-layer welding the first layer shall be deposited by moving the arc in a straight forward motion to secure proper fusion in the root zone, while subsequent layers shall be deposited with an oscillatory motion to build the weld to the proper contour. The first layer shall

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with an electrode small enough to get thorough penetration at the root zone. Each layer shall be thoroughly cleaned by brushing or grinding to remove all excess scale and oxides before depositing succeeding layers. The surface of each layer shall be reasonably smooth and uniform in contour.

Heavily Coated Electrodes.

WELDING PROCEDURE. In making welds with heavily coated electrodes the procedure recommended by the manufacturer of the electrodes being used shall be followed, but if such instructions are not available, the procedures given below shall be followed.

CURRENT. The amount of current shall be such as best suits the arrangement and the thickness of the base metal to be joined. The current ranges in Fig. 10 are given as a guide in selecting the best operating conditions for various electrode sizes and plate thicknesses for flat, vertical and overhead welding. In special cases, other approved current and voltage values may be specified. The current and voltage used shall be measured by suitable meters, mounted on the arc welding panel, or portable, for use at the point of welding. Allowance shall be made for voltage drop where the meters are not adjacent to the point of welding.

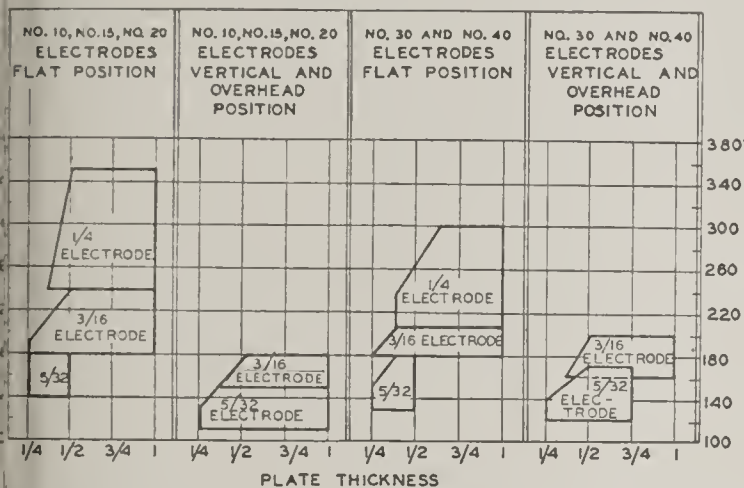
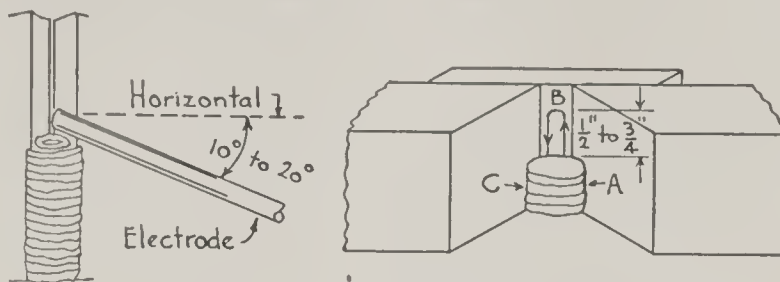


FIG. 10
Current Values and Sizes of Heavily Coated Electrodes for Various Plate Thicknesses for Manually Welded Operations.

WELDING PROCEDURE FOR FLAT BUTT WELDS. In making butt welds on bevel joints, weave the electrode from one side of the joint to the other. This weaving may not be necessary on the first pass. These motions shall be regulated so that the weld metal fuses the side walls without directing the arc against the root. This shall be accomplished by pointing the electrode upward and allowing the outer edges of the arc to play on the walls. A stay shall be made long enough to turn to insure complete fusion into the side walls. The travel speed shall be regulated to limit the thickness of the layer per pass to not more than 1/8 in.

WELDING PROCEDURE FOR VERTICAL AND OVERHEAD BUTT WELDS. One-eighth (1/8)-in. and 3/16-in. diameter electrodes should be used in the vertical and overhead welding positions, but the 3/16-in. diameter electrode may be used in vertical welding when necessary. Vertical welds shall be made by welding upward. The first pass should be started by oscillating or weaving the electrode from side to side (Fig. 11A) to produce a weld bridge across the "V." Then the arc is to be moved upward for 1/2 to 3/4 in. along the bottom of the "V" (Fig. 11B) drawing a long arc (about 30 volts), and back down to the crater again (Fig. 11C), shortening the arc to its previous length. The movement up and down shall require about 1/3 sec. and should be easily accomplished with a bending action of the wrist. Its purpose is

to allow the molten metal in the pool to solidify and to preheat the plates ahead of the crater.

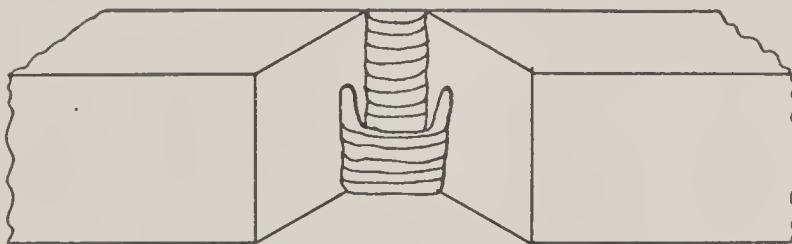


Vertical Butt Weld—First Layer.

FIG. 11

The above cycle of operation shall be repeated all the way up, each time depositing a thin layer of metal on top of the preceding layer. The travel speed on the first pass shall be regulated to limit the deposit to the equivalent of about a 1/4-in. fillet weld. On succeeding passes, the thickness shall not exceed 1/8 or 5/32 in. The successive passes shall be made by this up and down technique or by successive horizontal weaving.

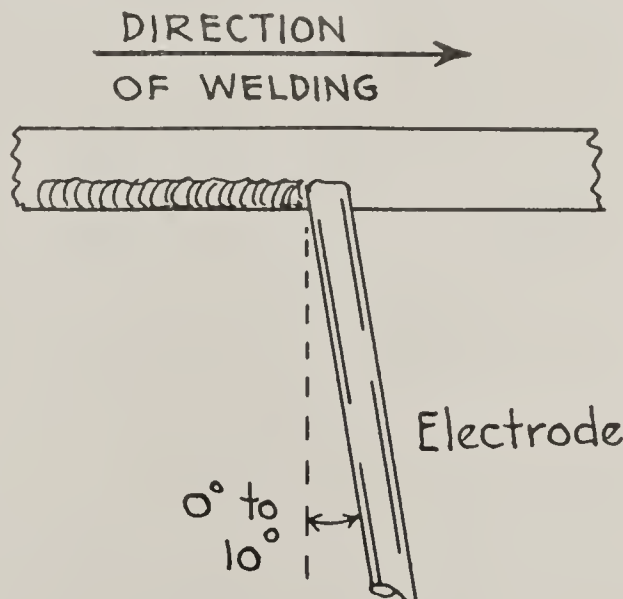
If, in making the second and succeeding passes, a procedure similar to that of the first pass shall be used, the motion (Fig. 12) to be across the pool or shelf, then upward and back at one side of the "V," then across the shelf to the other side, and up and back to the shelf again. The up and down motions shall be done rapidly, lengthening the arc while doing so. If the procedure of weaving straight across is used, it shall be similar to the above except that the up and down motion at each end of the shelf is eliminated.



Vertical Butt Weld—Second Layer.

FIG. 12

For overhead butt welds, the procedure shall be the same as that previously described for vertical welds. The electrode shall be pointed upward and sometimes leaning slightly forward as shown in Fig. 13. A shelf on which to work shall be deposited at the start and the cycles of operation shall be the same as those for vertical welding.



Overhead Butt Weld.

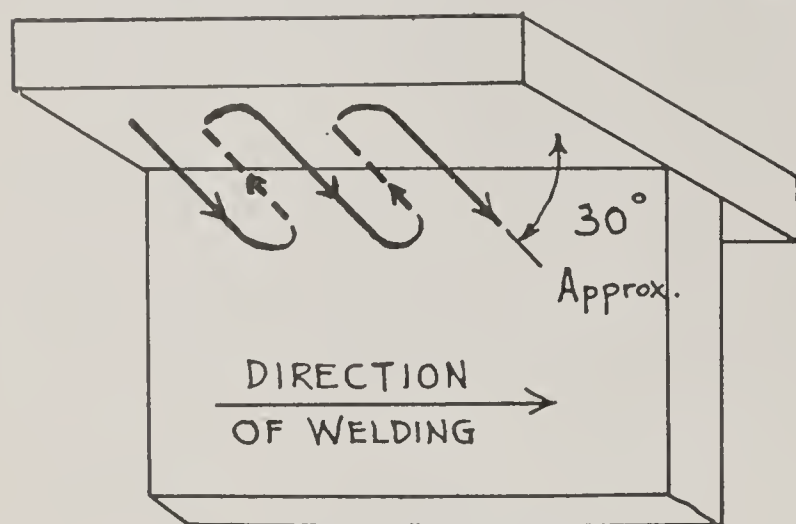
FIG. 13

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WELDING PROCEDURE FOR FLAT AND OVERHEAD FILLET WELDS. For light fillet welds ($\frac{1}{4}$ in. or less) and the first pass of multiple pass welds, the electrode shall be moved only in the direction of travel. The second and successive passes or heavy single-pass welds ($\frac{3}{8}$ in. for example) shall be made by weaving the electrode in a plane making an angle of about 30 degrees with the underside of the plate, as shown in Fig. 14. The solid line represents actual welding. The dotted line represents an upward skip done in about $\frac{1}{3}$ sec.

WELDING PROCEDURE FOR VERTICAL FILLET WELDS. Vertical fillet welds shall be made in the same manner as vertical butt welds.

WELDING PROCEDURE FOR MULTI-LAYER FILLET WELDS IN ANY POSITION. In certain cases fillet welds in sizes up to $\frac{3}{8}$ in. may be made in a single pass by holding the electrode at a suitable angle and moving it along at a uniform rate. Where the fillet weld

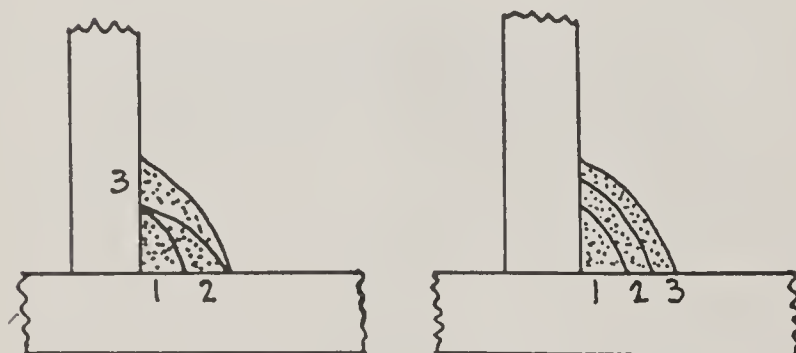


Overhead Fillet Weld.

FIG. 14

requires more than one layer, the second and subsequent layers shall be deposited as a complete spread over the previously deposited metal or in two or more parts as shown in Fig. 15.

ALTERNATE METHODS OF MAKING MULTI-LAYER WELDS



Flat, Vertical, or Overhead Fillet Weld.

FIG. 15

V. Requirements for Gas Welds.

WELDING FLAME. Torches may be either single or multiple flame. The adjustment of the welding flame shall be the same as used in the qualification tests.

The size of the inner cone or inner cones shall be regulated for varying thicknesses of base metal so that the proper amount of heat and flame condition is obtained to

properly perform the welding operation. The criterion for welding flame regulation is that the inner cone or inner cones should be of a size and character which produce sufficient heat to maintain the welding puddle in a quiet molten state, and to cause fusion of the welding puddle with the base metal.

The orifice of the welding tip shall be kept clean at all times during the welding operation so that the regular and symmetrical inner cone or cones can be maintained.

WELDING ROD. The size of the welding rod to be used shall be such that the rod shall be of sufficient diameter to maintain the welding puddle in a quiet molten state.

STARTING WELDS. In starting a weld, the base metal shall be heated to a dull red for a distance of from 1 to 2 in. along the joint so that the point of welding can be brought to the fusion temperature evenly before welding rod is added. If the weld is stopped for any reason, the same precautions should be observed upon restarting.

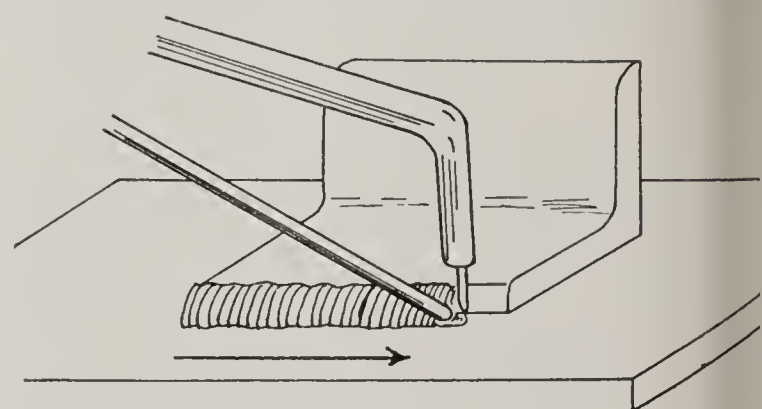
WELDING TECHNIQUE—GENERAL. The welding torch and welding rod shall be manipulated so as to maintain a definite puddle of molten weld metal without overheating either the base metal or deposited metal. The end of the welding rod shall be kept within the limits of the puddle at all times, particular care being taken not to disturb the rear edge of the puddle which might cause spatter on the surface to become entrapped in the weld metal. In manipulating the flame, the tip of the inner cone shall preferably not touch either base metal, puddle or welding rod.

Either backhand or forehand technique may be employed. The various positions of welding rod and flame with respect to each other in backhand and forehand techniques are illustrated in Figs. 16 and 17.

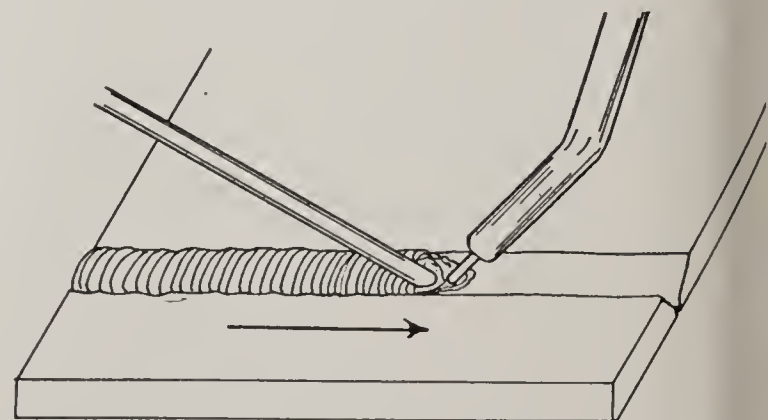
In carrying the puddle forward, the base metal surface just in advance of the puddle shall be prepared for fusion with the puddle by melting sufficient surface metal to move oxides and expose sound base metal. In some cases this depth of melting may be $\frac{1}{32}$ in. or less. Manipulation of the rod and flame in controlling the puddle shall

FIG. 16

Position of Rod and Flame in Backhand Technique. Arrow indicates direction of welding.

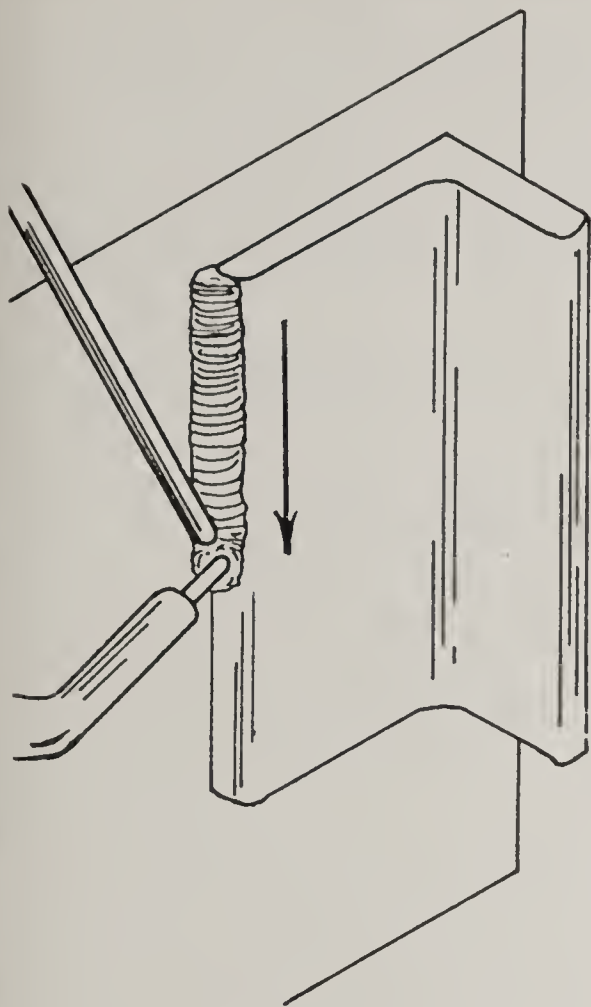


Fillet Weld—Flat Position.

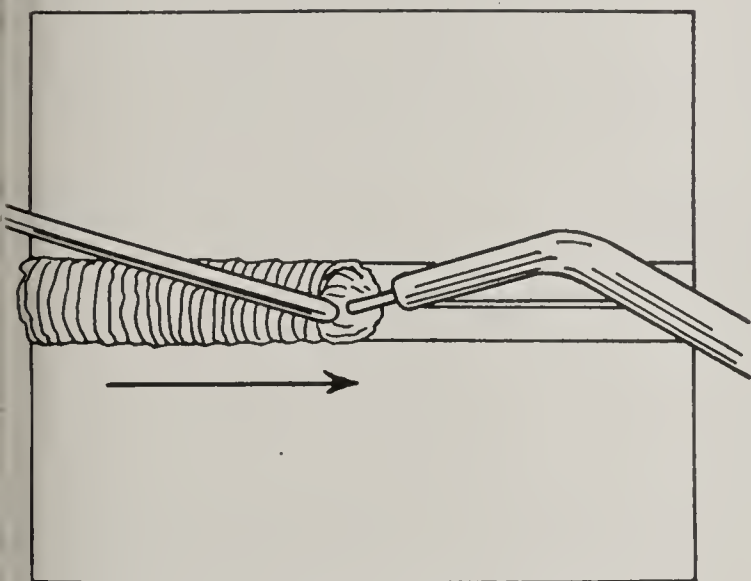


Butt Weld—Flat Position.

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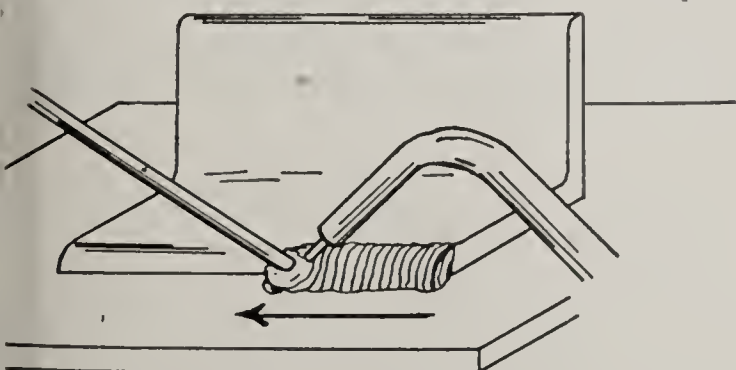
Fillet or Butt Weld—Vertical Position.



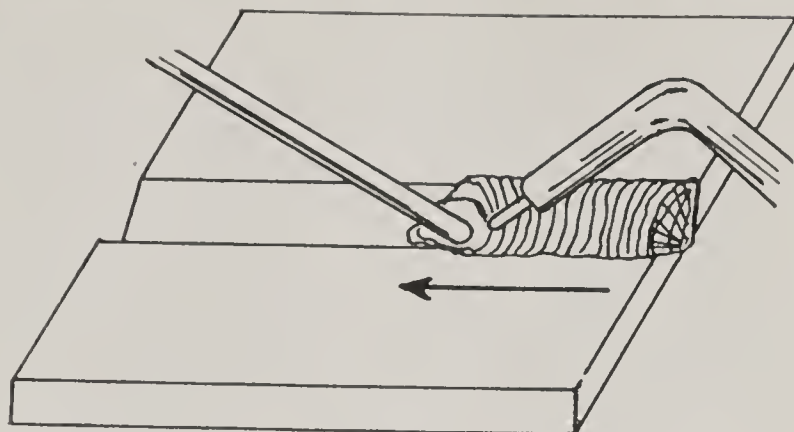
Fillet or Butt Weld—Horizontal Position.

FIG. 17

Positions of Rod and Flame in Forehand Technique.



Fillet Weld—Flat Position.



Butt Weld—Flat Position.

be such that at no time is molten metal from the puddle permitted to flow ahead until this melting has occurred.

For welding in positions other than flat, it shall be permissible to carry a fairly shallow puddle for convenience in controlling it. When using backhand technique, this shall be done by distributing the molten metal in the puddle with the end of the welding rod, providing the puddle is kept sufficiently molten so that surface oxides do not become entrapped in the weld.

FILLET WELDS. When fillet welding in the flat position, there is a tendency for the top plate to melt before the bottom plate. This shall be avoided by pointing the flame more against the lower plate as shown in Figs. 16 and 17. It is essential that fusion be secured at the inside corner or root of the joint, the welding rod and inner cone shall be manipulated so this result will be secured. If desired, the welding rod may be stirred lightly, well within the bounds of the puddle, to maintain a shallow puddle and distribute the molten metal so as to obtain readily welds of proper size and shape.

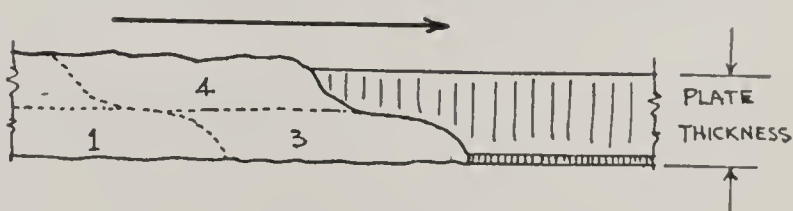
BUTT WELDS. When butt welding in the flat position, manipulation of rod and inner cone shall be such that the bottom of the vee is fused together at the same time but in advance of the upper walls of the vee so that the weight of the puddle does not cause molten metal to sag inside the joint. Where spacing of the joint exceeds $1/6$ in., it is allowable to weld the bottom of the vee together in a separate operation, $1/2$ in. to 1 in. at one time ahead of the principal point of welding.

MULTI-LAYER WELDING. Multiple layer welding may be used in place of single layer welding for all positions of welding and thicknesses of metal, but especially for welds of larger size. The criterion shall be the size of puddle that can most effectively be carried by the welder for the particular position of welding. If the completion of a weld in one layer requires a puddle larger than indicated by this criterion, two or more layers shall be made.

The layers of the weld may be made continuously for the full length, or the welding may be done by the "step" method illustrated in Fig. 18.

FIG. 18

"Step" Method of Multi-Layer Welding.

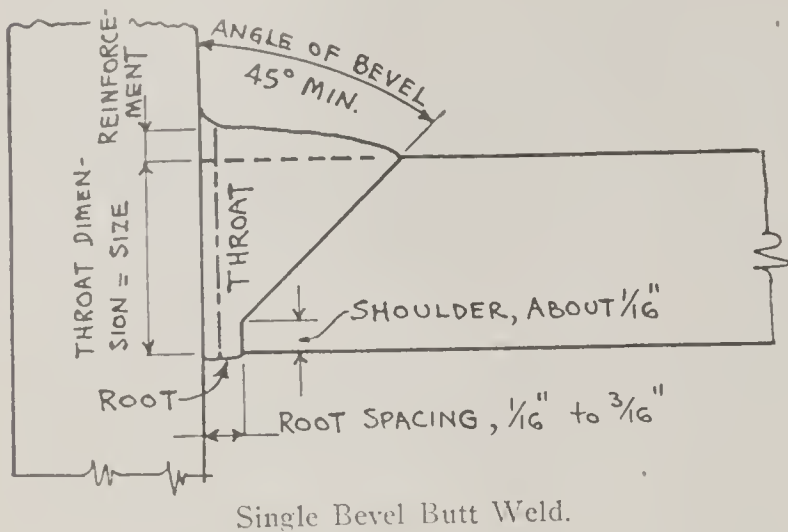


Sequence of "Step" Welds Shown by Numbers.

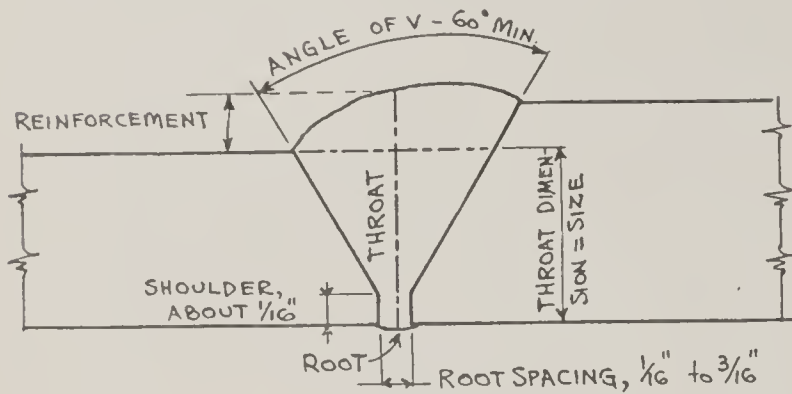
VI. Illustrations of Butt and Fillet Welds.

RULES

FIG. 20

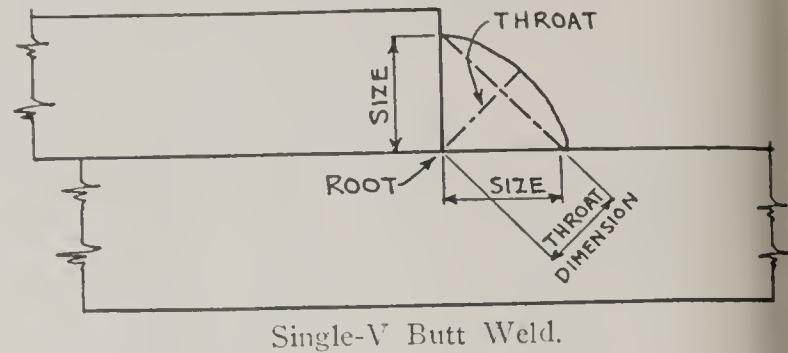


Single Bevel Butt Weld.

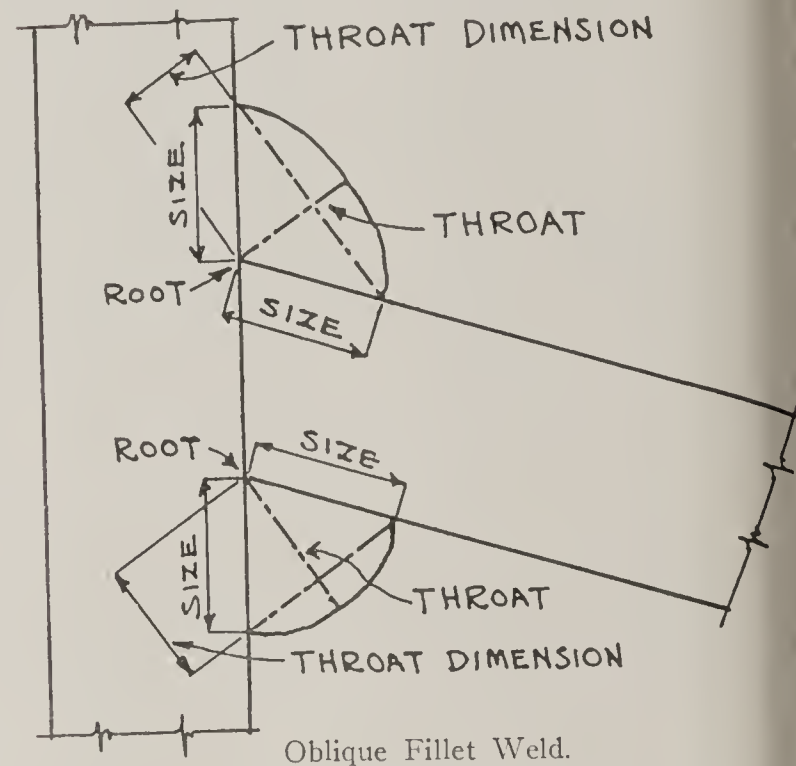


Right Fillet Weld.

FIG. 21



Single-V Butt Weld.



Oblique Fillet Weld.

NOTICE

WARNING

Notice is hereby given to all appellants and applicants, and to all lawyers, architects and engineers representing owners or lessees in proceedings before the Board—

First, That if they do not appear in person or by representative at the hearing of their case, dismissal for lack of prosecution is likely to result.

Second, That due and ample notice of the date set for hearing is provided in the publication in this BULLETIN of the calendars of the Board, each case being set down by Calendar Number and the premises under the date of the hearing.

Third, That no plea of ignorance of the date of the hearing can be entertained in view of this publication and of the posting of the calendars on the bulletin board in the

offices of the Board and of the further publication of the calendars in the daily press.

Fourth, That no one is entitled to written notice of the date for the hearing in his case, and that the plea of failure to receive such notice is no excuse for neglect to appear.

Fifth, That the business of the Board is to dispose of cases promptly; therefore, no appeal or application will be held in abeyance by reason of failure of the appellant or applicant to file necessary data, or by any other method of delay.

Sixth, That no appeal or application will be accepted for filing unless, at the time of filing, all papers, plans and documents required by law are supplied, as specified on the blank appeal or application forms.

FORMS FOR NOTICE TO PROPERTY OWNERS

Applicants, under the building zone resolution, are entitled to one copy of Form 7NO.

If they desire additional copies, for their own convenience in notifying property owners, they may obtain such

copies at the office of the Board of Standards and Appeals, Room 1018, Municipal Building, Manhattan, at three cents each—postage to be added if the forms are forwarded by mail.

NOTICE

NEW CHANGES IN BUILDING ZONE RESOLUTION EXPLAINED

printed from article by Frank A. Barrera in Brooklyn Magazine on March 1943.)

Regulations Apply to Business Properties (Both Vacant and Improved) Near Residential Areas.

Family Houses Permitted in E-1 Area Districts.

provisions of the Zoning Resolution restricting side entrances, windows and signs in corner business properties on the side street, beyond 100 feet from the corner, for residence uses have been rewritten entirely by an amendment which became effective on March 1, 1943. The amendments (section 19h) were originally adopted at the time the Zoning Resolution was revised in 1940 with the express purpose of restricting the business activities of these properties so as to prevent the use of the side street frontage for advertising, display and store entrances, to the detriment of adjoining residences. Section 19h in substance provided that in such cases the entrances must front on the business street and not on the side street, and any show windows or business signs facing on the side street must not be more than twenty-five feet from the corner.

The City Planning Commission states that in enforcing these regulations certain administrative difficulties were encountered. Court tests were had on some phases of the matter. The wording of Section 19h appears to have caused considerable confusion. Some of the questions raised on prior court tests were discussed in the March, April and July, issues of Brooklyn Realty Magazine.

The terms of the recent amendment sub-divisions (g) and (h) of Section 19 were deleted and a new Section, to be known as Section 7-A, was adopted. This section is as follows:

7-A. TRANSITION FROM NON-RESIDENTIAL TO RESIDENCE USE ON SIDE STREETS. Where a use other than residence extends along a street to the abutting property to the rear along an intersecting street is in a residence district, a building or use on such corner lot, whether a corner lot or otherwise, having frontage on such intersecting street and hereafter arranged, intended or designed to be occupied for other than residence use shall not have any business entrance, except hereafter provided, show window or sign on such intersecting street beyond a distance of twenty-five feet from the intersection. Beyond such twenty-five feet, entrances not exceeding three feet six inches in width and windows other than windows designed or used for display and, when required by law, exits, ventilators, fire escapes and other appurtenances may be permitted. Where zoning for other than a residence use is confined to a distance of not over 100 feet along both streets from an intersection, the limitations of this section shall not apply. In appropriate cases, the Board, after public notice and hearing, may vary the provisions of this section subject to such appropriate conditions and safeguards as are in harmony with the general purpose and intent of this section."

Changes which appear to have been effected by this amendment are the following:—

The provisions are now part of the "Use" district regulations and are eliminated from the "Area" district regulations. This seems more appropriate.

Only business entrances are excluded from the side streets. Thus other entrances are impliedly permitted.

3. All entrances not over 3 feet 6 inches in width may now be permitted on side streets.
4. Windows, other than display windows, and required exits, fire escapes and the like may now be permitted on side streets.
5. The Board of Standards and Appeals is expressly authorized to grant variances in appropriate cases. Formerly such variances were granted only where such hardships could be shown as would warrant relief under Section 21, and there was some doubt as to whether the Board could lawfully grant these variances even under that section.
6. The regulations now apply whether or not the property is on a corner lot. Thus, side street property which is more than 25 feet and less than 100 feet from a corner and has no frontage on the business street, will now be subject to these restrictions. This seems to overcome the effect of a previous Court decision in which it was held that Section 19h applied only to property having frontage on the two streets.
7. The regulations now apply to both buildings and vacant land. Thus, a parking lot, or similar use, will be subject to the restrictions in the future.

Two-family Houses.

Another change in the Zoning Resolution which also became effective on March 1, 1943, broadens the provisions of the "E-1" Area districts so as to permit the erection of two-family houses in such districts. These districts were formerly restricted to single-family dwellings. The new regulations provide that each two-family dwelling erected in such districts shall have two side yards and the minimum sum of widths of these side yards shall be 15 feet. The amendment also increased the least dimensions of the required courts so that they now must be at least 5 feet instead of the previous 4 feet minimum.

In adopting these changes the City Planning Commission in its report stated:

"The Zoning Resolution has not heretofore made explicit provision for two-family dwellings or for a two-family district. In 1938, the "G" Area designation which provides for single-family occupancy was established and when the present Zoning Resolution was adopted in 1940, two additional districts, the 'D-1' and 'E-1' districts, were established and restricted to single-family dwellings.

"From time to time there have been requests for the establishment of a zoning district in which two-family dwellings would be permitted and protection afforded against the construction of multi-family dwellings. However, the establishment of an additional or separate Area district for such purpose does not appear to be necessary or desirable and the presently proposed modifications of the 'E-1' district regulations in order to permit two-family occupancy of free standing dwellings would appear to meet the evident need for this type of zoning regulations."

It should be noted that by the terms of the above amendment only free standing two-family dwellings are permitted as two side yards are required. However, in the case of one-family dwellings party wall construction is still permitted.

*Correction—Due to a typographical error in the second column, paragraph 6, the word "not" is changed to "now."

NOTICE

COURT DECISION.

(Continued from Page 325)

that any will be filed. It, therefore, is no defense to the landlord's demand for rent that the construction and maintenance of the building is illegal" (N. Y. Law Journal, October 2, 1942, page 849).

Appellate Division, First Department, unanimously affirmed judgment and order without costs. Opinion by J. Cohn. (N. Y. L. J. April 10, 1943). With reference to the defendant's claim "that the zoning resolution of the City of New York prevented, restricted and rendered unlawful the use of the premises for the purposes stated in the lease", the opinion of the Court states, in part, as follows: "Defendant's possession for a period of almost three years has never been questioned by any agency or department of the municipality. A certificate of occupancy covering the premises was issued May 25, 1939, by the Department of Housing and Buildings, Borough of Bronx. It specifically covers:

'Gasoline service Sta., Auto Repair Shop, Storage and Parking of more than 5 motor vehicles.'

The New York City Charter, Section 646, subd. g, provides as follows:

'Every certificate of occupancy shall, unless and until set aside or vacated by the board of standards and appeals or a court of competent jurisdiction, be and remain binding and conclusive upon all agencies and officers of the city, and shall be binding and conclusive upon the department of labor of the state of New York, as to all matters therein set forth, and no order, direction or requirement at variance therewith shall be made or issued by any agency or officer of the city, nor by the department of labor of the state of New York, or any commission, board, officer or member thereof.'

The law is thus declared that a certificate of occupancy is binding and conclusive upon all agencies of the City until set aside by the Board of Standards and Appeals or by the courts. (Drennan v. Smith Valley Realty Corporation, 211 App. Div. 796; Matter of Edwards v. Murdock, 283 N. Y. 529; Central Park Plaza Corporation v. Monsky, 145 Misc. 688.)

So long as the certificate of occupancy is in full force and effect, it may not be collaterally attacked. Defendant has not been prevented from using the property for the purposes specified in the certificate nor is there any showing that the use of the demised premises has been restricted or rendered unlawful by the zoning resolution of the City of New York. No attempt has ever been made to set aside the certificate of occupancy and for almost three years defendant has been in peaceful enjoyment of the property.

Defendant's fourth defense is that plaintiff by the terms of the lease represented that all necessary permits and licenses had been obtained and were valid and binding but that those representations were untrue and that defendant rescinded the agreement and duly tendered back possession of the premises to plaintiff. The proof submitted by de-

fendant does not sustain this defense. The certificate of occupancy issued to plaintiff by the Department of Housing and Buildings, Borough of Bronx, dated May 25, 1939, certified, as required by statute (New York City Charter Sec. 646, subd. 6), that the premises conform to the requirements of the building code and all other laws, ordinances, and of the rules and regulations of the Board of Standards and Appeals, applicable to a building of class and kind at the time the permit was issued and that the provisions of section 646F of the New York Charter have been complied with. Section 646, subd. f, of the New York City Charter provides that no certificate of occupancy shall be issued for any building where inflammables are stored until the fire commissioner has tested and inspected and certified his approval in writing on the installation of such containers. This approval is recorded on the certificate of occupancy. If any of the permits or licenses required were illegal or invalid, a certificate of occupancy would not be issued. There is no record of any violation against the premises nor is there any proof that any attempt has been made by any public official, board, agency, or by an individual to set aside before the Board of Standards and Appeals or in a court, the binding and conclusive effect of the certificate of occupancy. During the years between the time that defendant entered upon the premises pursuant to the terms of the lease and up to the time of the purported cancellation, its occupancy has been unchallenged. Up to the day that defendant decided to cancel there was not from any source the slightest suggestion of invalidity or illegality of any certificate, license or permit.

The only permits claimed to be missing are (1) a certificate of variance and (2) the certificate for the erection and maintenance of an electrical sign. The former is necessary because plaintiff has the certificate of occupancy permitting the use of the premises for the purposes contemplated under the lease. As to the latter, no agreement was made by plaintiff to erect an electric sign.

Though the premises are now located in a restricted district, they were in an unrestricted use district at the time the original plans for a gasoline service station were filed. Before the effective date of the change rezoning the district into a business district, plaintiff had begun work under the plans as originally filed. The permit thus acquired gave him the right to use the premises as a gasoline station (City of Buffalo v. Chadeayne, 134 N. Y. 163.)

Relying upon permits which defendant now challenges, plaintiff in 1939 expended large sums of money to build a structure which met defendant's requirements. When plaintiff in good faith entered upon the construction of building and gasoline station leased to defendant, and incurred liabilities on the basis of amended plans and specifications permitted and approved by the Department of Housing and Buildings, plaintiff acquired a vested right therein of which he could not thereafter be deprived. (City of Buffalo v. Chadeayne, supra; City of New York v. Caulwal Construction Co., 235 App. Div. 682, aff'd, 283 N. Y. 578; People ex rel. Evens v. Kleinert, 201 App. Div. 751.) Defendant's claim that any of the necessary certificates, licenses or permits are illegal and invalid finds no substantiation in the record."

FORMS FOR NOTICE TO PROPERTY OWNERS

Applicants, under the building zone resolution, are entitled to one copy of Form 7NO.

If they desire additional copies, for their own convenience in notifying property owners, they may obtain such

copies at the office of the Board of Standards and Appeals, Room 1018, Municipal Building, Manhattan, at three cents each—postage to be added if the forms are forwarded by mail.

WARNING

Notice is hereby given to all appellants and applicants, and to all lawyers, architects and engineers representing owners or lessees in proceedings before the Board—

First, That if they do not appear in person or by representative at the hearing of their case, dismissal for lack of prosecution is likely to result.

Second, That due and ample notice of the date set for hearing is provided in the publication in this BULLETIN of the calendars of the Board, each case being set down by Calendar Number and the premises under the date of the hearing.

Third, That no plea of ignorance of the date of the hearing can be entertained in view of this publication and of the posting of the calendars on the bulletin board in the

offices of the Board and of the further publication of the calendars in the daily press.

Fourth, That no one is entitled to written notice of the date for the hearing in his case, and that the plea of failure to receive such notice is no excuse for neglect to appear.

Fifth, That the business of the Board is to dispose of cases promptly; therefore, no appeal or application will be held in abeyance by reason of failure of the appellant or applicant to file necessary data, or by any other means of delay.

Sixth, That no appeal or application will be accepted for filing unless, at the time of filing, all papers, plans and documents required by law are supplied, as specified on the appeal or application forms.

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BULLETIN

OF THE

BOARD OF STANDARDS AND APPEALS

CITY OF NEW YORK

Issued under authority of Chapter 27, Section 665 of the Charter of the City of New York.
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DIRECTORY
BOARD OF STANDARDS AND APPEALS
HARRIS H. MURDOCK, Chairman
BERNARD A. SAVAGE
CHARLES M. BLUM
CHIEF JOHN E. GUNN

JOSEPH J. DOYLE, *Chief Clerk*

Office—Municipal Building, Rooms 1000 to 1018.
PHONE—WOrth 2-5600.
OFFICE HOURS FOR PUBLIC—9 a. m. to 4 p. m.
Saturdays 9 a. m. to 12 noon.

Address all communications to the Chairman

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PUBLIC HEARINGS
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Special meetings as published in this Bulletin.
All hearings are held in Room 1013, Municipal Building,
Borough of Manhattan.

HOURS OF CONSULTATION
10 A. M. to 1 P. M.
Any person desiring to consult the chairman or the en-
gineers, pertaining to the work of the board, will be seen
only between the hours of ten in the morning and one in
the afternoon—Saturdays excepted.

NOTICE TO APPELLANTS AND APPLICANTS
No appeal or application will be entertained in connection
with which court proceedings are pending or in progress,
unless exception is granted by the chairman, nor accepted
which is not filed within thirty days from the date of the
action of the Administrative Official.

Any communication purporting to be an appeal or appli-
cation shall be regarded as a mere notice of intention to
seek relief until it is filed on the form required by the rules
of this board.

Upon receipt of any such communication the writer will
be supplied with the official forms for presenting his appeal
or application.

At the time of filing an appeal or application, the appel-
lant or applicant shall forward a signed notice of appeal
addressed to the administrative official (either commissioner
of buildings or fire commissioner) and file with this board
a duplicate of said notice.

Appellants and applicants are advised that their plans
must indicate the points of the compass so as to establish
the true location and position of the property, the subject
of the appeal or application.

Appeals and applications will be simplified and disposition
of same expedited by conforming to these directions.

HARRIS H. MURDOCK, *Chairman.*

CALENDAR

DOCKET

New Cases Filed up to April 27, 1943.

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185-43-A—H.B.M.—330 Greenwich street, west side, 25 ft. south of Jay street (Block 142, Lot 16), Borough of Manhattan, Alt. 3191-40.

186-43-A—F.D.—154 Pilot street, north and south sides, between City Island avenue and Long Island Sound (Block 5640, Lot 18 and Block 5641, Lot 90), Borough of The Bronx, 14534-L.F. and Decisions.

187-43-BZ—H.B.Bx.—1677 Jerome avenue, west side, 250 ft. north of Featherbed lane (Block 2861, Lot 34), Borough of The Bronx, N.B. 2870-25 re Certificate of Occupancy.

188-43-A—H.B.B.—160 Scott avenue, southeast corner of Scholes street (Block 2972, Lot 125), Borough of Brooklyn, P.D. 3725-42 re N.B. 305-42.

189-43-A—F.D.—91-93 Thompson street, west side, 125 ft. north of Spring street (Block 503, Lot 33), Borough of Manhattan, 15931-L.F. and Decision.

190-43-A—H.B.Bx.—785 Westchester avenue, west side, 272.46 ft. north of Tinton avenue (Block 2655, Lot 22), Borough of The Bronx, Amendment to Alt. 74-43.

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855-19-BZ—H.B.Q.—19-19 24th (Woolsey) avenue, northeast corner of 19th (Barclay) street (Block 890, part of Lot 1), Astoria, Borough of Queens, Misc. 11929-41.

486-39-SM—Sheetrock and Samson Wallboard, manufactured by U. S. Gypsum Co., Material.

574-39-BZ—H.B.Q.—59-11 67th avenue (Cornelia street), north side, 94 ft. east of Forest avenue (Block 3502, Lot 45), Ridgewood, Borough of Queens, Amendment to Alt. 9511-39.

DESIGNATIONS: H.B.—Department of Housing and Buildings; H.B.B.—Department of Housing and Buildings, Brooklyn; H.B.M.—Department of Housing and Buildings, Manhattan; H.B.Q.—Department of Housing and Buildings, Queens; H.B.R.—Department of Housing and Buildings, Richmond; H.B.Bx.—Department of Housing and Buildings, Bronx; H.D.—Health Department, and F.D.—Fire Department.

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Certificates of Occupancy, approved form	Nov.	25, 1941—Vol. 26, No. 47
Concrete Flat Slabs, Rules	July	13, 1937—Vol. 22, No. 28
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MAY 4, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing Tuesday morning May 4, 1943, at 10 o'clock in Room 1013, Municipal Building Manhattan, on the following matters:

Zoning Applications.

479-42-BZ—Application, June 16, 1942, under sections 7c and 21 of the zoning resolution, of Arnold W. Lederer, applicant, on behalf of J. A. S. Holding Corp., owner, permit partly in a business use district and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 2522-2530 (2528-2532 displayed) Tilden avenue, south side 100 ft. west of Veronica place (Block 5136, Lots 10-12) Borough of Brooklyn.

44-43-BZ—Application, January 28, 1943, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Ida Sarfati, owner, to permit in a residence use district, the conversion of occupancy of a building (the legal occupancy is two (2) stores and one family to light manufacturing (dresses); premises 70-74 Malabar street, west side, 100 ft. north of Hegeman avenue (Block 4294, Lot 32), Borough of Brooklyn.

897-42-BZ—Application, December 23, 1942, under section 7b of the zoning resolution, of Jack Z. Cohen, applicant, on behalf of William Ulmer, Incorporated, owner (Murton Realty Co., Inc., lessee), to permit the extension from an unrestricted use district into a business use district, of an existing gasoline service station; the extension to be used for parking and storage of more than five motor vehicles; premises 1502-1508 Newkirk avenue and 589-6 East 15th street (Marlborough road), southeast corner (Block 5236, Lot 1), Borough of Brooklyn.

CALENDAR

35-BZ—Application of Jack Z. Cohen, applicant, on behalf of Joseph Angelone, owner, reopened February 16, under section 7h of the zoning resolution, to permit business use district, for a term of two years, the parking and storage of more than five motor vehicles (previously acted upon by the Board); premises 115-119 Truxton street, north side, 142 ft. 9 $\frac{3}{4}$ in. west of Conway street (Block 1544, Lots 42 and 44), Borough of Brooklyn.

41-BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kieseewetter, applicant, on behalf of The Texas Company, owner, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gaso-service station; premises 736-746 Linden boulevard and 304 Utica avenue, southwest corner (Block No. 4675, No. 6), Borough of Brooklyn.

Appeal from Administrative Decision.

42-A—796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn, Misc. 8575-41.

HARRIS H. MURDOCK, *Chairman.*

MAY 4, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, May 4, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Appeals from Administrative Decisions.

43-S—33-67 35th street, east side, 1300 ft. 4 in. north of Second avenue (Bush Bldg. 5); (Block 687, Lot 1), Borough of Brooklyn.

43-A—122-02 Liberty avenue, southeast corner of 1st street (Block 630, Lot 1), Richmond Hill, Borough of Queens.

43-A—323-335 East 44th street, north side and 322-44 East 45th street, south side, 175 ft. west of First avenue (Block 1337, Lot 4), Borough of Manhattan.

42-A—69-01 Metropolitan avenue and 66-79 69th street, northeast corner (Block 3050, Lot 49), Middle Village, Borough of Queens.

43-S—69-01 Metropolitan avenue and 66-79 69th street, northeast corner (Block 3050, Lot 49), Middle Village, Borough of Queens.

43-A—131-39 41st avenue, north side, 324-75 ft. west of Lawrence street (Block 5060, Lots 13 and 16), Flushing, Borough of Queens.

43-A—288 Flushing avenue, south side, 50 ft. 4 in. east of Steuben street (Block 1878, Lot 29), Borough of Brooklyn.

43-A—1317 77th street, north side, 140 ft. east of 13th avenue (Block 6233, Lot 71), Borough of Brooklyn.

43-A—126-144 Stewart avenue and 528-546 Meserole street, southeast corner (Block 2977, Lot 1), Borough of Brooklyn.

43-A—685 Westchester avenue, north side, 30 ft. west of Jackson avenue (Block 2635, Lot 64), Borough of The Bronx.

43-A—310-320 Dean street, southeast corner of Third avenue (Block 198, Lots 8, 11 and 12), Borough of Brooklyn.

131-43-A—13 Elizabeth street, west side, 175 ft. north of Bayard street (Block 201, Lot 24), Borough of Manhattan.

132-43-A—15-17 Elizabeth street, west side, 200 ft. north of Bayard street (Block 201, Lot 22), Borough of Manhattan.

MAY 11, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning May 11, 1943, at 10 o'clock in Room 1013, Municipal Building Manhattan, on the following matters:

Zoning Applications.

181-40-BZ—Application, February 16, 1940, under section 7h of the zoning resolution, of Henry C. Brucker, applicant, on behalf of Viegun Realty Corporation, owner (David Schaller, lessee), to permit partly in a business use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 71-43 Cypress Hills street, east side, 80 ft. north of Myrtle avenue (Block 3675, part of Lot 17), Ridgewood, Borough of Queens.

856-42-BZ—Application, December 8, 1942, under section 7f of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Luigi Fatato, owner, to permit in a business use district, for a term of ten years, the conversion of occupancy of part of an existing building for the storage of more than five motor vehicles (trucks to be used in conjunction with the business (beer delivery) conducted on the premises); premises 308-318 Second street, south side, 105 ft. 6 in. east of Fourth avenue (Block 974, Lots 12, 15 and 17), Borough of Brooklyn.

552-42-BZ—Application, July 9, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of City Bank Farmers Trust Company (trustee), owner, to permit in a business use district, the extension of a gasoline service station; the said extension to be used for parking and storage of more than five motor vehicles; premises 126-150 Kings highway, southwest corner of West 13th street (Block 6618, Lots 34 and 52), Borough of Brooklyn.

389-42-BZ—Application, May 12, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Dominick Carl Carena, owner, to permit in a business use district, the alteration and extension of an existing gasoline service station; premises 8216-8220 Astoria boulevard and 2408-2412 83rd street, southwest corner (Block 1094, Lot 6), Jackson Heights, Borough of Queens.

243-42-BZ—Application, March 25, 1942, under section 21 of the zoning resolution, of La Bella Service Station, Inc., applicant and owner, to permit in an unrestricted use district, the erection and maintenance of a gasoline service station having exits and entrances within 200 ft. of entrances or exits to a school; premises 291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

Appeal from Administrative Decision.

881-40-A—291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

MAY 11, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, May 11, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

CALENDAR

Appeals from Administrative Decisions.

114-43-A—109-131 West 50th street, north side, 235 ft. 6 in. west of Sixth avenue and 110-130 West 51st street (Block 1003, Lot 40), Borough of Manhattan.

13-43-A—4517 Surf avenue, east side, 100 ft. north of Neptune avenue (Block 7824, Lot 138), Borough of Brooklyn.

649-42-S—698-704 Myrtle avenue and 144-156 Spencer street, southwest corner (Block 1750, Lots 24 and 30), Borough of Brooklyn.

126-43-S—213-221 Duffield street, east side, 100 ft. south of Willoughby street and 110-114 Willoughby street (Block 2077, Lot 18), Borough of Brooklyn.

115-43-S—21-10 49th avenue, southeast corner of 21st street (1st floor); (Block 71, Lot 1), Long Island City, Borough of Queens.

908-42-A—37-09 Broadway, north side, 75 ft. west of 38th street (Block 657, Lot 4), Long Island City, Borough of Queens.

909-42-S—37-09 Broadway, north side, 75 ft. west of 38th street (Block 657, Lot 4), Long Island City, Borough of Queens.

147-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Boiler House Building); (Block 2600, Lot 200), Maspeth, Borough of Queens.

149-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Lunch Room); (Block 2600, Lot 200), Maspeth, Borough of Queens.

Materials for Approval.

405-41-SM—Arko Fireproofing Compound, A. S.

101-42-SM—American Radiator and Standard Sanitary Corporation "Standard B884 ST Combination Sink Faucet with Spray."

MAY 18, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning, May 18, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

31-43-BZ—Application, January 19, 1943, under section 7c of the zoning resolution, of William V. McDevit, applicant, on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the alteration and extension of an existing gasoline service station, to be used as gasoline service station, office, lubritorium and auto laundry; premises 76-88 Grand street extension and 277-283 South 3rd street, southeast corner (Block 2422, Lots 34 and 35), Borough of Brooklyn.

13-33-BZ—Application of Lama and Proskauer, applicants, on behalf of Still Kings Realty Corporation, owner (Murray Goodheart, lessee), reopened January 26, 1943, under section 7c of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles upon an existing gasoline service station (the gasoline service station was previously granted by the Board); premises 116-124 Kings highway and 1652 Stillwell avenue, southwest corner (Block 6253, Lot 29), Borough of Brooklyn.

793-42-BZ—Application, November 12, 1942, under section 7h of the zoning resolution, of John C. Wandell, appli-

cant, on behalf of Carmine Imbriale and Marie Imbriale owners, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 20-30 Bay Ridge avenue, south side, 2 ft. 8½ in. west of Narrows avenue (Block 5868, Lot 15), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

MAY 18, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing Tuesday afternoon, May 18, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

574-19-BZ—Application of Frank C. Keller, applicant on behalf of E. K. Demmel, owner, reopened April 27, 1943, for consideration as to amendment of resolution—Application previously granted on condition, under section 7b of the zoning resolution, permitting partly in a residence use and partly in a business use district, the conversion of occupancy of the first story of an existing building to factory use; premises 59-11 67th avenue (Cornelia street), north side, 94 ft. east of Forest avenue (Block 3502, Lot 45), Ridgewood, Borough of Queens.

855-19-BZ—Application of Alfred H. Eccles, applicant on behalf of Hafner Associates, Incorporated, owner, reopened April 27, 1943, for consideration as to amendment of resolution, to permit in a residence use district, the creation of two new mezzanines in the third story of a factory building (previously granted by the Board); premises 19-19 24 (Woolsey) avenue, northeast corner of 19th (Barclay) street (Block 890, part of Lot 1), Astoria, Borough of Queens.

Appeals from Administrative Decisions.

57-43-A—19-01 to 19-27 24th (Woolsey) avenue, 23-01 23-91 19th (Barclay) street, 19-02 to 19-28 23rd terrace (Phillips place) and 23-72 to 23-90 21st street (Van Alen avenue); (Block 890, part of Lot 1), Long Island City, Borough of Queens.

80-43-A—117-08 114th avenue (Linden boulevard), south west corner of 118th street (Block 11644, Lots 4, 7 and 9), Richmond Hill, Borough of Queens.

882-42-A—1632 Glover street, east side, 40.9 ft. south of Castle Hill avenue (Block 3990, Lot 33), Borough of The Bronx.

883-42-A—1630 Glover street, east side, 67.9 ft. south of Castle Hill avenue (Block 3990, Lot 32), Borough of The Bronx.

HARRIS H. MURDOCK, *Chairman.*

JUNE 15, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing Tuesday morning June 15, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Application.

137-26-BZ—Application of Arnold W. Lederer and James W. McGrath, applicants, on behalf of Rose Morizio, owner, reopened June 10, 1941, under sections 7f, 7c and 21 of the zoning resolution, to permit for a stated term of years, partly in a business use and partly in a residence use district, the erection and maintenance of an extension to an existing garage for more than five motor vehicles; premises

CALENDAR

2-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn.

Appeal from Administrative Decision.

2-A—8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn (under section 36, General City Law—re erection of building fronting only on a private right of way on the city map).

JUNE 15, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, June 15, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

Appeal from Administrative Decision.

746-42-A—241 West 72nd street, north side, 280 ft. 5½ in. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman.*

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BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

TUESDAY MORNING, APRIL 27, 1943

Present: Chairman Murdock, Commissioners Savage and Gunn and Deputy Chief Gunn.

The minutes of the regular meetings of the Board held Tuesday morning, April 13, 1943, and Tuesday afternoon, April 13, 1943, were approved as printed in Bulletin No. 16, June 28.

ZONING CASES

40-BZ

APPLICANT—Henry C. Brucker, for Viegun Realty Corporation, owner (David Schaller, lessee).

SUBJECT—Application (decision of the borough superintendent) under section 7h of the zoning resolution, to permit partly in a business use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—71-43 Cypress Hills street, east side, 80 ft. north of Myrtle avenue (Block 3675, part of lot 17), Ridgewood, Borough of Queens.

APPEARANCES—

For Applicant: Charles H. Fertsch.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to May 11, 1943 at 10 A.M., for further consideration by the Board.

42-BZ

APPLICANT—La Bella Service Station, Inc., owner.

SUBJECT—Application (decision of the borough superintendent) under section 21 of the zoning resolution, to permit in an unrestricted use district, the erection and maintenance of a gasoline service station having exits and entrances within 200 ft. of entrances or exits to a public school.

PREMISES AFFECTED—291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

For Opposition: None.

ACTION OF BOARD—Laid over to May 11, 1943 at 10 A.M., for decision by the Board.

42-BZ

APPLICANT—Arnold W. Lederer, for J. A. S. Holding Corporation, owner.

SUBJECT—Application (decision of the borough superintendent) under sections 7h, 7c and 21 of the zoning resolution, to permit partly in a business use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—2522-2530 (2528-2532 displayed) Tilden avenue, south side, 100 ft. west of Veronica place (Block 5136, Lots 10, 11 and 12), Borough of Brooklyn.

APPEARANCES—

For Applicant: Arnold W. Lederer.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to May 4, 1943 at 10 A.M., for further consideration by the Board.

1076-22-BZ

APPLICANT—Tobias Goldstone, for Rubar Realty Corporation, owner.

SUBJECT—Application reopened March 30, 1943 for consideration re amendment of resolution—Application (decision of the borough superintendent) previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the alteration and change of use of a building from public garage for more than five motor vehicles to public garage for more than five motor vehicles and a newspaper distributing station, which will include the storage of more than five motor vehicles.

PREMISES AFFECTED—204-210 Saratoga avenue and 29-37 Hull street, northwest corner (Block 1531, Lot 38), Borough of Brooklyn.

APPEARANCES—

For Applicant: Tobias Goldstone and William Fox.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Resolution amended.

THE VOTE TO AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (1076-22-BZ)

WHEREAS, this application, permitting in a business use district, the erection and maintenance of a garage for more than five motor vehicles under section 7-g of the zoning resolution, was granted by the Board on November 28, 1922, on certain conditions, affecting premises 204-210 Saratoga avenue and 29-37 Hull street, northwest corner (Block No. 1531, Lot No. 38), Borough of Brooklyn; and

WHEREAS, on October 27, 1942, the Board amended the resolution, permitting the alteration and change of use of the building from public garage for more than five motor vehicles to public garage for more than five motor vehicles and a newspaper distributing station, which will include the storage of more than five motor vehicles; and

WHEREAS, the application requested a further amendment of the resolution; and

WHEREAS, the application was reopened by vote of the Board on March 30, 1943 and set for hearing April 27, 1943; and

WHEREAS, a public hearing was held on this application

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on April 27, 1943, by the Board of Standards and Appeals, after due notice by publication in the Bulletin of the Board of Standards and Appeals.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of October 27, 1942, so that as amended, the resolution shall read:

"That in the event the owner desires to occupy the building in part as a storage garage toward the westerly end and for the newspaper distributing station and storage of cars used in connection therewith toward the easterly end, as indicated on revised plans marked "Received October 26, 1942", such occupancy may be permitted and either of the two existing doorways leading from such easterly end to Hull street may be used; that the existing doorway on Saratoga avenue shall be used only for emergency use and shall be normally kept closed; that there shall be constructed along the northerly wall inside the building, a concrete bumper 8 in. in height and 12 in. in width along the wall for a distance of approximately 35 ft., equivalent to the depth of the adjoining residential building to the north; that the distributing tables shall be made of incombustible materials, with no table placed nearer to the north wall than one foot; that the existing gasoline pumps may be relocated, so that one pump shall be near the doorway to Hull street toward the east and one near the doorway to the storage garage to the west; that such pumps shall be located so as to be at least two feet away from the line of the jamb of the door as extended and shall be protected with concrete curbing to prevent damage to the pump; that a masonry wall shall be constructed from floor to ceiling for the full height of the building to separate the westerly space to be occupied as a storage garage from the easterly space to be occupied for newspaper distribution; that such wall shall be fire-stopped through to the roof boarding; that there shall be constructed in such wall a fire-door approved for 1½ hours at either side of such wall to provide a second means of exit but normally kept closed; that there shall be no loading or unloading of newspapers other than inside the easterly portion of the building; that no motor vehicles used in such distribution service shall be at any time parked outside opposite adjoining buildings; that the work of distributing newspapers shall be maintained with as little noise as possible so as to be reasonably unobjectionable to adjoining occupancies; that no openings shall be constructed in the northerly or westerly walls; that no repairing of motor vehicles shall be performed on the premises; that no gasoline shall be sold to passing motor vehicles, except from the pump located in the storage garage portion of the premises."

12-42-BZ

APPLICANT—George P. Ames, for Edward A. Clark, owner.

SUBJECT—Application (decision of the borough superintendent) under sections 7c and 21 of the zoning resolution, to permit in a residence use district, the erection and maintenance of a gasoline service station.

PREMISES AFFECTED—148-02 to 148-04 14th avenue and 14-01 to 14-09 148th street, southeast corner (Block 4645, Lot 1), Whitestone, Borough of Queens.

APPEARANCES—

For Applicant: George P. Ames, D. Donald D'Amato and Edward Clark.

For Opposition: Harold Klorfein, Dept. of Parks.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application denied.

THE VOTE TO GRANT—

Affirmative 0
Negative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4

THE RESOLUTION (12-42-BZ)

WHEREAS, George P. Ames, for Edward A. Clark, owner, filed January 5, 1942, an application under sections 7c and 21 of the zoning resolution, to permit in a residence use district, the erection and maintenance of a gasoline service station; premises 148-02 to 148-04 14th avenue and 14-01 to 14-09 148th street, southeast corner (Block 4645, Lot 1), Whitestone, Borough of Queens; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals at its regular meeting April 27, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Cross Island parkway is in residence business and retail use districts; 148th street is in a residence use district; 14th avenue is in residence, business and retail use districts and 15th avenue is in residence and business use districts; and

WHEREAS, the decision of the borough superintendent dated December 9, 1941, re N. B. Applic. 2545-41, reads:

"1. The erection of a gasoline service station in a residence district is contrary to Art. 2, section 3 of the zoning resolution.

Not further considered."

and

WHEREAS, the applicant states that the premises consist of an irregularly shaped plot having a frontage of 38 ft. on 14th avenue, 100 ft. on 148th street and 103 ft. on Cross Island parkway and that it is proposed to remove the structures on the site and to locate thereon an accessory building 40 ft. by 24 ft. 8 in. in area and also to install the necessary tanks and pumps for a gasoline service station; and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that the applicant failed to substantiate a basis to warrant exercise of discretion to grant under section 21 of the zoning resolution and is therefore not entitled to relief on the grounds of practical difficulty or unnecessary hardship and that there was no justification for the exercise of its discretion to grant a zoning variance under section 7, subdivision e, of the zoning resolution, for use of the plot as proposed.

Resolved, that the decision of the borough superintendent dated December 9, 1941 re N. B. Applic. 2545-41 be and it hereby is affirmed and that the application be and it hereby is denied.

801-42-BZ

APPLICANT—Harry Hurwit, for Morris Newman, owner.

SUBJECT—Application (decision of the acting borough superintendent) under section 21 of the zoning resolution, to permit in a residence use and also C area district, the maintenance of a building (playroom) which was erected without providing the required rear yard.

PREMISES AFFECTED—3426 Barker avenue, east side, 38 ft. 6 in. south of Duncomb avenue (Block 4645, Lot 12), Borough of The Bronx.

APPEARANCES—

For Applicant: Harry Hurwit.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings and Gustave Goldman, Board of Education.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative—Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (801-42-BZ)

WHEREAS, H. Hurwit, for Morris Newman, owner, filed November 16, 1942, an application under section 21 of the zoning resolution, to permit in a residence use and also area district, the maintenance of a building (playroom)

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which was erected without providing the required rear yard; premises 3426 Barker avenue, east side, 38 ft. 6 in. south of Duncomb avenue (Block 4627, Lot 12), Borough of The Bronx; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting April 27, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Barker avenue is in residence use and C area districts; Olinville avenue is in residence use and C area districts; Duncomb avenue is in residence use and C area districts; and

WHEREAS, the decision of the borough superintendent, dated October 17, 1942, re N. B. Applic. 40-42, reads:

"1. Provide a rear yard as required by Section 17 of the Zoning Resolution."

WHEREAS, the applicant states that the premises consist of a plot having a frontage of 20 ft. and a depth of 120 ft.; that upon the front of plot is a 2-story, one-family brick dwelling, 20 ft. by 35 ft. in area and set back 10 ft. from the building line and upon the rear of plot is a one-story, Class 3 building, 20 ft. by 30 ft., irregular in area, which has been erected without legal authorization, occupied as a children's playroom; that it is proposed to maintain this building which is located at the rear lot line and, as located, does not provide the 10 ft. deep rear yard required by the Zoning Resolution; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that the applicant had substantiated a basis of appeal under section 21 of the zoning resolution and was therefore entitled to relief on the grounds of practical difficulty and unnecessary hardship, in that the proposed open area of larger dimension than the required rear yard carries out the intent of the zoning resolution as to open space for the benefit of adjoining owners in a better manner because of the high elevation of the property in the rear and in view of the roof as proposed being below the average grade of such rear property.

Resolved, that the Board of Standards and Appeals does hereby make a variation of the application of the area district regulations of the zoning resolution and that the application be and it hereby is granted under section 21 thereof, on condition that the building shall not be increased in height or area; that this building shall be used only for recreation purposes, as accessory to the one-family building on the lot; that the space of approximately 22 ft. as indicated on plan marked "Received April 23, 1943," now existing between the rear of the residential building and this recreation building shall be left open and unbuilt upon at all times; that this building shall not be connected with any other building; that in all other respects, all requirements of all laws, rules and regulations shall be complied with; that this action shall not be deemed to waive any requirements of Section C26-563.0, subdivision a, as to construction of a retaining wall in the event the owner of the rear plot develops his property; that no lot line windows shall swing open over the lot line and there shall be no additional windows constructed on the rear or side lot line; that all permits required shall be obtained and all work completed within six (6) months from the date of this resolution.

2-42-BZ

APPLICANT—Harry Hurwit, for Morris Newman, owner.

SUBJECT—Application (decision of the acting borough superintendent) under section 21 of the zoning resolution, to permit in a residence use and also G area district, the maintenance of a building (playroom) which was erected without providing the required rear yard.

PREMISES AFFECTED—3428 Barker avenue, east side, 18 ft. 6 in. south of Duncomb avenue (Block 4627, Lot 112), Borough of The Bronx.

APPEARANCES—

For Applicant: Harry Hurwit.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings, and Gustave Goldman, Board of Education.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (802-42-BZ)

WHEREAS, H. Hurwit, for Harry Klein, owner, filed November 16, 1942, an application under section 21 of the zoning resolution, to permit in a residence use and "C" area district, the maintenance of a building (playroom) which was erected without providing the required rear yard; premises 3428 Barker avenue, east side, 18 ft. 6 in. south of Duncomb avenue (Block 4627, Lot 112), Borough of The Bronx; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting April 27, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Barker avenue is in residence use and "C" area district; Olinville avenue is in residence use and C area district; Duncomb avenue is in residence use and C area district; and

WHEREAS, the decision of the borough superintendent, dated November 9, 1942, reads: (N. B. Application 39-42)

"1. Provide a rear yard as required by Section 17 of the Zoning Resolution."

and

WHEREAS, the applicant states that the premises consist of a plot having a frontage of 20 ft. and a depth of 120 ft.; that upon the front of plot there is a 2-story, one-family brick dwelling, 20 ft. by 35 ft. in area and set back 10 ft. from the building line and upon the rear of plot there has been erected, without legal authorization, a one-story, Class 3 building, 20 ft. by 30 ft., irregular in area, occupied as a children's playroom; that it is proposed to maintain this building, which is located at the rear lot line and, as located, does not provide the 10 ft. deep rear yard required by the Zoning Resolution; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that the applicant had substantiated a basis of appeal under section 21 of the zoning resolution and was therefore entitled to relief on the grounds of practical difficulty and unnecessary hardship, in that the proposed open area of larger dimension than the required rear yard carries out the intent of the zoning resolution as to open space for the benefit of adjoining owners in a better manner because of the high elevation of the property in the rear and in view of the roof as proposed being below the average grade of such rear property.

Resolved, that the Board of Standards and Appeals does hereby make a variation of the application of the area district regulations of the zoning resolution and that the application be and it hereby is granted under section 21 thereof, on condition that the building shall not be increased in height or area; that this building shall be used only for recreation purposes, as accessory to the one-family building on the lot; that the space of approximately 22 feet, as indicated on plan marked "Received April 23, 1943," now existing between the rear of the residential building and this recreation building shall be left open and unbuilt upon at all times; that this building shall not be connected with any other building; that in all other respects all requirements of all laws, rules and regulations shall be complied with; that this action shall not be deemed to waive any requirements of Section C26-563.0, subdivision a, as to construction of a retaining wall in the event the owner of the rear plot develops his property; that no lot line windows shall swing open over the lot line

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and there shall be no additional windows constructed on the rear or side lot line; that all permits required shall be obtained and all work completed within six (6) months from the date of this resolution.

890-42-BZ

APPLICANT—William V. McDevit, for Socony-Vacuum Oil Company, Incorporated, owner.

SUBJECT—Application (decision of the borough superintendent) under section 7c of the zoning resolution, to permit partly in a business use and partly in an unrestricted use district, the alteration and extension of an accessory building (used as office, lubratory, car washing, brakes and repairs) located upon a plot occupied as a gasoline service station and also upon the unrestricted use portion of the plot used for parking more than five motor vehicles.

PREMISES AFFECTED—378-394 Coney Island avenue, 86-90 Kermit place, southwest corner and 843-849 Caton avenue, northwest corner (Block 5322, Lots 80 and 84); (Lot 84 was formerly Lots 84 and 85), Borough of Brooklyn.

APPEARANCES—

For Applicant: William V. McDevit.

For Opposition: Harold Klorfein, Dep't. of Parks.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (890-42-BZ)

WHEREAS, William V. McDevit, for Socony-Vacuum Oil Co. Inc., owner, filed December 16, 1942, an application under section 7-c of the zoning resolution, to permit partly in a business use and partly in an unrestricted use district, the alteration and extension of an accessory building (used as office, lubratory, car washing, brakes and repairs) located upon a plot occupied as a gasoline service station and, also, upon the unrestricted use portion of the plot used for parking more than five (5) motor vehicles; premises 378-394 Coney Island avenue, 86-90 Kermit place, southwest corner and 843-849 Caton avenue northwest corner (Block 5322, Lots 80 and 84); (Lot 84 was formerly Lots 84 and 85), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting April 27, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Coney Island avenue is in business residence and unrestricted use districts; Caton avenue is in unrestricted business and residence use districts; Kermit place is in a business use district; East 8th street is in business and unrestricted use districts; and

WHEREAS, the decision of the borough superintendent, dated November 18, 1942, re Alt. Applic. 3257-42, reads:

"1. The construction of an extension within a business use district of a gasoline service station with accessory uses of office, lubratory, car washing and repairs is contrary to the Zoning Res. Sec. 4 (2) (46). Denied."

and

WHEREAS, the applicant states that the premises consist of an irregularly shaped plot, having a frontage of 144.3 ft. on Coney Island avenue, 73.7 ft. on Caton avenue and 80 ft. on Kermit place; that the southerly portion of the plot (having a frontage of 64.3 ft. on Coney Island avenue and a frontage of 73.7 ft. on Caton avenue) is located in an unrestricted use district and the remainder of the plot (having a frontage of 80 ft. on Coney Island avenue) is located in a business use district; that the southerly portion of the

plot (64.3 ft. on Coney Island avenue and 73.7 ft. on Caton avenue) is occupied, according to Certificate of Occupancy No. 107139, dated October 26, 1942, as a gasoline service station, office, lubratory, car washing, brakes, repairs and parking for more than five motor vehicles; that the northerly portion of the plot (80 ft. on Coney Island avenue and 80 ft. on Kermit place) is occupied according to Certificate of Occupancy 33026, dated May 23, 1925, as a gasoline service station and office; that it is proposed to remove the 4-car garage building, the office and the open grease pit located on the north part of the plot and to erect an extension, 26 ft. 10 in. by 27 ft. 4 in. in area, to the accessory building on the south portion of the premises, the proposed extension to be used as lubratory and auto laundry; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise its discretion to grant a variation under section 7-c of the zoning resolution.

Resolved, that the Board of Standards and Appeals do hereby make a variation in the application of the use district regulations of the zoning resolution and that the application be and it hereby is granted under section 7-c thereof, to permit the reconstruction and rearrangement of the existing gasoline service station, combining this station with the adjoining station, on condition that all existing buildings and structures shall be removed, except the gasoline pumps; that the plot shall be leveled substantially to the grade of Coney Island avenue; that the proposed addition of an accessory building shall be constructed of masonry to agree with the design of the existing accessory building on the adjoining lot in the unrestricted district; that the proposed addition shall be solely for a lubratory and auto laundry, as proposed; that the greasing equipment shall be of the hydraulic type; that there shall be constructed along the interior lot line to the west, where masonry walls of adjoining buildings do not occur, a masonry wall not less than 6 feet in height, properly coped; that this shall be constructed of brick to agree with the brick in the accessory building; that a similar wall shall be erected along the building line of Kermit place, continuously to Coney Island avenue, 6 feet in height, except that such wall may be reduced to 4 feet for a distance back from Coney Island avenue not over 10 feet; that a planting area shall be maintained along such wall to the rear and along Kermit place; that no pumps shall be erected nearer than 10 feet to Coney Island avenue; that the existing curb cuts to Coney Island avenue may be maintained; that no motor vehicle repairs shall be carried on and no parking or storage of cars other than those being serviced; that no signs shall be erected except there may be a permanent sign attached to the accessory building and a post standard may be erected within the building line near the intersection of Coney Island avenue and Kermit place for supporting a sign, which may be illuminated, advertising only the brand of gasoline on sale; that such sign may extend beyond the building line for a distance of not more than 4 feet; that complete working drawings showing the entire premises including the south west corner of Caton and Coney Island avenues shall be submitted for approval by the Board and for additional requirements before same are filed with the borough superintendent; that such plans shall be submitted within three (3) months; that after approval of such plans, all permits required shall be obtained and all work completed within one year from the date of this resolution.

20-43-BZ

APPLICANT—George H. Cohn, for Crew Levick Corporation, owner (Benjamin Zeman, lessee).

SUBJECT—Application (decision of the borough superintendent) under sections 7a and 7c of the zoning resolution, to permit in a business use district the alteration and extension of an existing gasoline service station; the erection and maintenance of a new accessory building also, the parking and

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storage of more than five motor vehicles and, also, the construction of a proposed curb cut on the same street and between the same intersecting streets upon which there is located a school.

PREMISES AFFECTED—6101-6111 Bay parkway and 2202-2212 61st street, southeast corner (Block 6550, Lot 6), Borough of Brooklyn.

APPEARANCES—

For Applicant: George H. Colm and Benjamin Zeman.

For Opposition: Joseph F. Kelly, Father Keller, Mrs. Rose Volpe and Lillian Sherman.

For Administration: Fred Dahlem, Dep't of Housing and Buildings, and Gustave Goldman, Board of Education.

ACTION OF BOARD—Application denied.

THE VOTE TO GRANT—

Affirmative 0

Negative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4

THE RESOLUTION (20-43-BZ)

WHEREAS, George H. Colm, for Crew Levick Corporation, owner (Benjamin Zeman, lessee), filed January 14, an application under sections 7a and 7c of the zoning resolution, to permit in a business use district, the alteration and extension of an existing gasoline service station, the construction and maintenance of a new accessory building also, parking and storage of more than five motor vehicles, also, the construction of a proposed curb cut on the same street and between the same intersecting streets upon which there is located a school; premises 6101-6111 Bay Parkway and 2202-2212 61st street, southeast corner (Block 6550, Lot 6), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application before the Board of Standards and Appeals, at its regular meeting on April 27, 1943 after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Bay Parkway is in a business and residence use district; 61st street is in a residence and business use district and 62nd street is in a residence and business use district; and

WHEREAS, the decision of the borough superintendent on N. B. 432-42, dated January 12, 1943 and amended April 14, 1943, reads:

"1. The enlargement and reconstruction of a gasoline service station with accessory uses of lubricatorium, car laundry, grease pits and parking and storage of more than five cars, located in a business use district is contrary to the zoning resolution, Sect. 4(a)15 and Sect. 4(a)46.

2. Inasmuch as an entrance to a school entitled to the protection afforded by Sect. 21-a of the zoning resolution exists on the same street between intersecting streets, this proposition is also in violation of Sect. 21-a of the zoning resolution."

WHEREAS, the applicant states the premises consist of a plot of ground having a frontage of 100 ft. on Bay Parkway and 100 ft. on 61st street; that the northerly portion of the plot having a frontage of 60 ft. on Bay Parkway and 100 ft. on 61st street, is legally occupied as a gasoline service station; that it is proposed to extend the area of this gasoline station, so as to cover the entire premises; to reconstruct the gasoline station as shown upon plans filed with this application; to demolish the existing metal building and to construct a new accessory building, 44 ft. by 27 ft. in area and be part of the premises for parking and storage of more than five motor vehicles; that the two (2) existing truck loading pits are to remain; that it is proposed to construct a 25 ft. curb cut at the southerly part of the Bay Parkway frontage of the gasoline station; this proposed curb cut is located in the same street and between the same intersecting streets upon which there is located an entrance to a school building; and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that there was no justification for the exercise of discretion to grant a zoning variance under sections 7a and 7c of the zoning resolution in view of the provisions of section 21A.

Resolved, that the decision of the borough superintendent on N. B. 432-42, be and it hereby is affirmed and that the application be and it hereby is denied.

23-43-BZ

APPLICANT—Raymond Irrera, for T. F. Martin Realty Company, owner (Alfred A. Harned, lessee).

SUBJECT—Application (decision of the acting borough superintendent) under sections 7h and 21 of the zoning resolution, to permit in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—141-29 78th avenue, north side, 160 ft. west of 78th avenue (Block 6630, part of Lot 15), Flushing, Borough of Queens.

APPEARANCES—

For Applicant: Raymond Irrera.

For Opposition: Leon J. Shapiro, Lester L. Weil and I. Warfield.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application denied.

THE VOTE TO GRANT—

Affirmative 0

Negative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4

THE RESOLUTION (23-43-BZ)

WHEREAS, Raymond Irrera, for T. F. Martin Realty Co., owner (Alfred A. Harned, lessee), filed January 15, 1943, an application under sections 7h and 21 of the zoning resolution, to permit in a residence use district for a term of two years, the parking and storage of more than five motor vehicles; premises 141-29 78th avenue, north side, 160 ft. west of Main street (Block 6630, part of Lot 15), Flushing, Borough of Queens; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals at its regular meeting on April 27, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that 77th road is in a residence and business use district, 78th avenue is in a residence and business use district, Vleight place is in a business and residence use district and 141st street is in a residence use district; and

WHEREAS, the decision of the borough superintendent, dated December 16, 1942, re Misc. Applic. 5996-42 reads:

"1. Proposed use of premises for the parking and storage of more than five motor vehicles is contrary to Sec. 3 of the building zone resolution."

and

WHEREAS, the applicant states that the premises consist of a plot of ground having a frontage of 240 ft. on 78th avenue, 240 ft. on 77th road and a depth of 200 ft. and that it is proposed to use the plot, for a term of two years, for parking and storage of more than five motor vehicles; and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that there was no justification for the exercise of discretion to grant a zoning variance under section 7, subdivision h, and that the applicant failed to substantiate a basis to warrant exercise of discretion to grant under section 21 of the zoning resolution and was therefore not entitled to relief.

Resolved, that the decision of the borough superintendent on Misc. Applic. 5996-42, be and it hereby is affirmed and that the application be and it hereby is denied.

MINUTES

110-43-BZ

APPLICANT—Slee and Bryson, for Fidelity Mutual Life Insurance Company, owner, (E. Tosse and Company, lessee, front portion of second floor).

SUBJECT—Application (decision of the borough superintendent) under sections 7b and 7c of the zoning resolution, to permit partly in a business use and partly in a residence use district, the alteration and conversion of occupancy of the 2nd story of an existing building from classrooms (of an annex to a public high school), to a factory and also to permit the location of an exit door (from uses other than residence), located in an adjoining residential zone—contrary to Section 7A of the zoning resolution.

PREMISES AFFECTED—6214-6224 4th avenue and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn.

APPEARANCES—

For Applicant: John B. Slee, C. E. Blomberg and Allen H. Moore.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (110-43-BZ)

WHEREAS, Slee and Bryson, for Fidelity Mutual Life Insurance Company (E. Tosse and Company, Inc., lessee, front portion of 2nd floor), filed an application under sections 7b and 7c of the zoning resolution, to permit partly in a business use and partly in a residence use district, the alteration and conversion of occupancy of the 2nd story of an existing building from classrooms (of an annex to a public high school) to a factory and also to permit the location of an exit door (from uses other than residence) located in and adjoining a residential zone—contrary to Section 7A of the zoning resolution; premises 6214-6224 4th avenue and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting April 27, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that 4th avenue is in a business and unrestricted use district; 63rd street is in a residence and business use district; 62nd street is in a residence and business use district and 3rd avenue is in a business use district; and

WHEREAS, the decision of the borough superintendent dated March 3, 1943 and amended March 22, 1943, on Alt. Applic. 2624-42, reads:

"10. Proposed factory use on premises located partly in a business zone and partly in a residential zone is contrary to Art. II, Sec. 3 of the zoning resolution.

11. Entrance to proposed factory area at rear of lot located in and adjoining a residential zone is contrary to Art. II, Sec. 7A of the zoning resolution, as said entrance exceeds 3 ft. 6 in. in width."

and

WHEREAS, the applicant states that the existing building is two stories in height, 90 ft. on 4th avenue and 120 ft. on 63rd street; of Class 3 construction; that the westerly portion of the existing building extends into a residence use district for a distance of 20 ft., the remainder is a business use district; that the occupancy of the building according to Certificate of Occupancy 61448, dated August 27, 1930 is: cellar, storage; 1st story, stores and gymnasium; 2nd story, classroom (of an annex to a public high school); that the permit is 4330-30 and the building was completed August 26, 1930; that it is proposed to convert the occupancy of

the building to stores and canteen for the U. S. forces the 1st story and to a factory (pharmaceutical products and biological laboratories) on the 2nd story; that also, an exit (from uses other than residence) located on 63rd street (in and adjoining a residence use district) is contrary to sec. 7A of the zoning resolution; and

WHEREAS, the premises and the surrounding area was inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise its discretion to grant a variance under sections 7b and 7c of the zoning resolution.

Resolved, that the Board of Standards and Appeals do hereby make a variation in the application of the use district regulations of the zoning resolution, and that the application be and it hereby is granted under sections 7b and 7A thereof, to permit the rear portion of the second floor within the residence use district, to be occupied in conjunction with the front portion of the second floor where manufacturing is permitted, on condition that the rear portion within the residence district shall be used only for storage of materials and supplies in connection with business operated on the second floor and permitting a stairway to 63rd street to be used as the required secondary means of exit; that the fire wall and openings therein shall be maintained in a lawful condition; that the plot shall not be increased in height or area; that no sign shall be constructed on the building within the residence use district and that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto other than as modified by the Board under 111-43-S and 112-43-A; that all permits required shall be obtained and all work completed within six (6) months from the date of this resolution.

APPEALS FROM ADMINISTRATIVE DECISIONS

881-40-A

APPLICANT—LaBella Service Station, Incorporated, owner, Ferdinand F. Scherpich, attorney for Edward Lamber and Florence Scherpich and Sidney Fisher, attorney for Amelia Walter, holders of mortgage.

SUBJECT—Appeal from decision of the borough superintendent.

PREMISES AFFECTED—291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2, Lot 13), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Laid over to May 11, 1943 at 10 A.M., for decision by the Board.

882-42-A

APPLICANT—Henry Nordheim, for Katherine L. Nordheim, owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—1632 Glover street, east 40.9 ft. south of Castle Hill avenue (Block 3, Lot 33), Borough of The Bronx.

APPEARANCES—

For Applicant: Henry Nordheim.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to May 18, 1943 at 2 P.M., for decision by the Board.

883-42-A

APPLICANT—Henry Nordheim, for Lucy Carlucci, owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—1630 Glover street, east 67.9 ft. south of Castle Hill avenue (Block 3, Lot 32), Borough of The Bronx.

MINUTES

PEARANCES—

For Applicant: Henry Nordheim.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to May 18, 1943 at 2 P.M., for decision by the Board.

43-S

APPLICANT—Control Instrument Co., Inc., lessee, for Bush Terminal Buildings Co., owner.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—33-67 35th street, and east side of 2nd avenue, 1,300 ft. 4 in. north of 39th street (Bush Building 5); (Block 687, Lot 1), Borough of Brooklyn.

PEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to May 4, 1943 at 2 P.M.

43-A

APPLICANT—Jno. B. Snook Sons-Victor C. Farrar, for The Gerry Estates, Inc., owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—355-359 Greenwich street and 22, 26 and 28 Harrison street, northeast corner (Block 181, Lot 7), Borough of Manhattan.

PEARANCES—

For Applicant: Herbert C. Bowman.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (103-43-A)

WHEREAS, Jno. B. Snook Sons-Victor C. Farrar, for The Gerry Estates, Inc., owner, filed on March 9, 1943, an appeal from a decision of the borough superintendent, affecting premises 355-359 Greenwich street and 22-28 Harrison street, northeast corner (Block 181, Lot 7), Manhattan; and

WHEREAS, the decision of the borough superintendent dated March 5, 1943, on Alt. Applic. 3170-40, reads:

"1. Marquee as shown on plans contrary to 2.4.1.4.8 Building Code. Marquee of incombustible materials required and supported to building by adequate construction maximum of 2 ft. allowed for facias. Drain marquee to sewer inside building. Marquee should be at least 10 ft. above sidewalk; 2 ft. from curb. Reconsideration denied."

WHEREAS, the applicant states the building is four stories and cellar (48 ft.) in height; 50 ft. 8 in. by 100 ft. 2 in. in area at first floor; 25 ft. 1 in. by 60 ft. in area at typical floor; of Class 3 construction; erected approximately 1875; located in an unrestricted use district and used for the storage and sale of butter and eggs; and

WHEREAS, Violation No. 1341-43 was issued for changing supports of marquee without obtaining a permit and appeal from the Department of Housing and Buildings; and

WHEREAS, the applicant contends that a variation of Section 2.4.1.4.8.g is requested, to permit the maintenance of the existing sidewalk awning during the present emergency; that the marquee is composed partly of incombustible materials and is in a safe condition; that it is practically impossible at this time to obtain the necessary steel for the erection of a new marquee in view of priority regulations.

Resolved, that the decision of the borough superintendent, acting on Alt. Applic. 3170-40, Objection 1, be and it hereby is modified and that the appeal be and it hereby is granted

on condition that the marquee be reconstructed to comply with the requirements of the Building Code within two (2) years; that meanwhile the marquee as existing where formerly supported on the "EL" columns may be continued, provided it is reduced so that no part so supported will be nearer than two (2) ft. from the existing curb line, and continued only so long as the street floors are occupied, as stated, by a dealer in produce.

104-43-A

APPLICANT—Jno. B. Snook Sons-Victor C. Farrar, for The Gerry Estates, Inc., owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—361 Greenwich street, east side, 50 ft. 9 in. north of Harrison street (Block 181, Lot 9), Borough of Manhattan.

APPEARANCES—

For Applicant: Herbert C. Bowman.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (104-43-A)

WHEREAS, Jno. B. Snook Sons-Victor C. Farrar, for The Gerry Estates, Inc., owner, filed March 9, 1943, an appeal from a decision of the borough superintendent affecting 361 Greenwich street, east side, 50 ft. 9 in. north of Harrison street (Block 181, Lot 9), Borough of Manhattan; and

WHEREAS, the decision of the borough superintendent dated March 5, 1943 on Alt. Applic. 3163-40, reads:

"Marquee as shown on plans contrary to Sec. 2.4.1.4.8 Building Code. Incombustible materials required and adequately supported from building and drained; also with 2 ft. of maximum facias and 10 ft. above sidewalk."

and

WHEREAS, the applicant states that the building is 5 stories and cellar (60 ft.) in height; 25 ft. 1 in. by 100 ft. 2 in. in area at first floor; 25 ft. 1 in. by 60 ft. in area at typical floor; of Class 3 construction; erected about 1875; located in an unrestricted use district and used for the storage and sale of butter and eggs; and

WHEREAS, Violation No. 1340-43 was issued February 9, 1943 for having changed the supports of marquee without obtaining approval and permit from the Department of Housing and Buildings; and

WHEREAS, the applicant contends that a variation of Section 2.4.1.4.8.g is requested, to permit the maintenance of the existing sidewalk awning during the present emergency; that the marquee is composed partly of incombustible materials and is in a safe condition; that it is practically impossible at this time to obtain the necessary steel for the erection of a new marquee in view of priority regulations.

Resolved, that the decision of the borough superintendent, acting on Alt. Applic. 3163-40, Objection 1, be and it hereby is modified and that the appeal be and it hereby is granted on condition that the marquee be reconstructed to comply with the requirements of the Building Code within two (2) years; that meanwhile the marquee as existing may be continued provided it is reduced so that no part will be nearer than two (2) ft. from the existing curb line, and continued only so long as the street floors are occupied as stated, by a dealer in produce.

111-43-S

APPLICANT—Slee and Bryson, for Fidelity Mutual Life Insurance Company, owner, (E. Tosse and Company, lessee, front portion of second floor).

MINUTES

SUBJECT—Variation of the Labor Law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—6214-6224 4th avenue and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn.

APPEARANCES—

For Applicant: John B. Slee, C. E. Blomberg and Allen H. Moore.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (111-43-S)

WHEREAS, Slee and Bryson, for Fidelity Mutual Life Insurance Co., owner (E. Tosse and Co., Inc., lessee for front portion of 2nd floor), filed March 12, 1943, an application for variation of the labor law, as cited in a decision of the borough superintendent, premises 6214-6224 4th avenue and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent, dated March 22, 1943, re Alt. Applic. 2624-42, reads:

"12. Means of egress to comply with Section 270 of the Labor Law in all respects.

13. Swing of doors from gymnasium to vestibule on 1st floor interferes with egress from rear stairway.

14. All doors to public halls to be one hour f.p.s.c. doors and to have minimum width of 3 ft. 8 in."

and

WHEREAS, applicant states that the building is two stories approximately (29 ft.) in height, 90 ft. by 120 ft. in area; Class 3 construction; erected in 1930; located in business and residential use districts; occupied: Cellar, storage; 1st floor, stores and gymnasium; 2nd floor, classrooms, 420 persons; proposed to be occupied: cellar, same; 1st floor, stores and canteen for U. S. forces, 150 persons; 2nd floor, factory (pharmaceutical and biological laboratories), 65 persons (not more than 5 persons in any one room on 2nd floor); that the building is equipped with two interior stairways 5 ft. 6 in. wide of steel with cement treads enclosed in 4 in. block partitions plastered both sides, equipped with kalamein self-closing doors, both extending direct to street and one to roof; that there is also one exterior stair which it is proposed to enclose, located in side yard extending to grade by stairs directly to Fourth avenue; that there are no openings along the course of this exterior stairway and it does not extend to roof; and

WHEREAS, the applicant contends that the second story can accommodate 420 persons under Certificate of Occupancy 61448; that the proposed maximum occupancy will be 65 persons for the entire second floor; that the side and rear of the exterior stair from the stair stringers to the corrugated sheet iron roof have been enclosed with two layers of metal lath approximately 2 in. apart, each layer plastered with three coats of cement plaster; that the treads, landing and platform have been covered with diamond plate treads, and open risers sealed with steel plates; that at side and rear of stairway enclosure, a stationary steel sash glazed with wire glass has been installed and at the bottom of the stair a pair of wood doors glazed with wire glass have been installed; that the exterior stair is 5 ft. 7 in. wide with 7¾ in. risers and 10 in. treads; that the landing at second floor is 4 ft. 5 in. long; intermediate platform 3 ft. 8 in. long and the distance from the first riser at grade to door frame is 19 in. and doors project not more than 18 in. beyond the building line when fully opened; that it is respectfully requested that this stair and its enclosure be accepted as a permanent means of egress; that at the rear of building there are two fireproof stair halls with fireproof stairs each 5 ft. 6 in. wide, constructed of 4 in. fireproof block partitions plastered both sides and provided with reinforced cinder con-

crete slabs for floors and ceilings; that the stairs, intermediate platforms and landings are of steel with cement tread; that the second floor construction over vestibule and adjoining public hall is of wood joist construction, although partitions forming the vestibule and public hall enclosure are of 4 in. fireproof block plastered both sides; that the vestibule has a hung ceiling of metal lath and cement plaster; that the public hall has a stamped metal ceiling and will be fire retarded with metal lath or plaster boards and cement plaster; that the pair of doors between gymnasium and vestibule at rear of first floor will be made double acting and the adjacent door kept locked; that exit doors leading to vestibule, public hall and stair halls are kalamein, self-closing as indicated on plans; that on the second floor there are two 6 ft. horizontal exits in addition to the four ft. wide horizontal exit that leads to the Fourth avenue stair; that the first and second floors are subdivided by a 12 in. fire wall and in view of the proposed limited occupancy as compared with the present permitted occupancy under the existing certificate of occupancy, it is felt that the exits are more than adequate and for this reason it is requested that the Board grant a variation so as to continue the existing conditions and

WHEREAS, the premises were inspected by a committee of the Board.

Resolved, that the Board of Standards and Appeals do hereby make a variation in the requirements of the Labor Law, as cited in a decision of the borough superintendent, acting on Alt. Applic. 2624-42, and that the application is granted as to Objection 12 thereof, on condition that the existing means of egress, consisting of exterior stairway to Fourth avenue and two interior stairways leading to 63d street shall be maintained; that as to Objection 13, the swing of doors shall be so rearranged as not to interfere with the egress from the rear stairway; that all doors leading to public halls shall be one-hour fireproof self-closing or equivalent in the opinion of the borough superintendent and shall have a minimum width of not less than 3 ft. 4 in.; that in all other respects, the building occupancy shall comply with all laws, rules and regulations applicable thereto other than as modified by the Board under Cal. 110-43-BZ and 112-43-A.

112-43-A

APPLICANT—Slee and Bryson, for Fidelity Mutual Life Insurance Company, owner (E. Tosse and Company, lessee, front portion of second floor).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—6214-6224 4th avenue and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn.

APPEARANCES—

For Applicant: John B. Slee, C. E. Blomberg and Allen H. Moore.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (112-43-A)

WHEREAS, Slee and Bryson, for Fidelity Mutual Life Insurance Company, owner (E. Tosse and Company, lessee, front portion of second floor), filed March 12, 1943, an appeal from a decision of the borough superintendent, affecting premises 6214-6224 4th avenue and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent dated March 22, 1943 on Alt. Applic. 2624-42, reads:

"15. Live load for factory use to comply with Section 7.3.2.3 as to requirement of 120 lbs. per sq. ft."

and

MINUTES

WHEREAS, the applicant states that the building is two stories (approximately 29 ft.) in height; 90 ft. by 120 ft. in area; of Class 3 construction; located in a business and residence use district; erected 1930 and used and occupied as follows: Cellar, storage; first floor, store and gymnasium; second floor, classrooms, 420 persons; that it is proposed to be used and occupied: Cellar, same; first floor, stores and canteen for U. S. Forces, 150 persons in Canteen; second floor, manufacturing pharmaceutical and biological products, 420 persons; not more than five persons in any one room on second floor; and

WHEREAS, Certificate of Occupancy 61448 issued August 1930 permitted the live load of 75 and 100 lbs. on the first story and 60 lbs. on the second story; and

WHEREAS, the applicant contends that the materials stored in the rear portion of the second floor will consist of ampules, light packages essential to the business conducted on premises and stationery and distilled water in five gallon casks; that in the portion occupied for pharmaceutical laboratory, there will be two light sealing machines run by 1/2 H.P. motor and in the mixing room a mixing machine rated by a 1/2 H.P. motor; that due to the fact that the second floor was designed for public use to accommodate 420 persons and the additional load imposed by the weight of students' desks, seats, books, stationery, etc., it is intended that the live load of 60 lbs. per sq. ft. for the second floor should be approved for this light factory use;

WHEREAS, the premises were inspected by a committee of the Board.

Resolved, that the decision of the borough superintendent, on Alt. Applic. 2624-42, be and it hereby is *modified* that the appeal be and it hereby is *granted* as to Object 15 thereof, *on condition* that the occupancy shall be as proposed; that the floor loading shall be so distributed as to exceed a loading per superficial foot of (60) sixty pounds; that such liveload as permitted shall be posted; that in all other respects, the building and occupancy shall comply with all rules, laws and regulations applicable thereto other than as modified by the Board under Cal. 110-43-BZ 111-43-S; and that a certificate of occupancy shall be obtained for the use and occupancy of the building as proposed and in accordance with the resolutions of the Board.

-43-S

APPLICANT—Arthur Ellins, for Myron Realty Corporation, owner (Federal Machine and Tool Co., lessee).

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—382 Lafayette street, west side, 74 ft. south of East 4th street (Block 531, Lot 11), Borough of Manhattan.

APPEARANCES—

For Applicant: Arthur Ellins.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (175-43-S)

WHEREAS, Arthur Ellins, for Myron Realty Corporation, owner (Federal Machine and Tool Company, lessee), filed April 15, 1943 an application for variation of the requirements of the Labor Law as cited in a decision of the borough superintendent, affecting premises 382 Lafayette street, west side, 74 ft. south of East 4th street (Block 531, Lot 11), Borough of Manhattan; and

WHEREAS, the decision of the borough superintendent dated March 22, 1943, on Building Notice 460-43, reads:

"1. As building is a fireproof building and is not sprinklered, wood partitions are in violation of Sec. 264-7 of the Labor Law."

WHEREAS, the applicant states that the building is 9 stories and basement (141 ft.) in height; 27 ft. 4 1/2 in. by 91 ft. 6 in. in area at first floor; 27 ft. 4 1/2 in. by 85 ft. in area at typical floor; of Class 1 construction; erected 1895; located in an unrestricted use district and used since prior to 1913 as follows: cellar, machine shop, one person; first floor, machine shop, 6 persons; second floor, machine shop, 4 persons; third floor, machine shop, 5 persons; fourth floor, bookbinding, 5 persons; fifth floor, machine shop, 5 persons; sixth floor, machine shop, 20 persons; seventh floor, machine shop, 18 persons; eighth floor, printer, 5 persons; ninth floor, printer, 4 persons; that no change in use or occupancy is proposed; that the building is equipped with one 35 in. iron stair with slate treads enclosed in brick partitions equipped with Underwriter's self-closing doors and extending from roof bulkhead direct to street, and two fire escapes; that the front fire escape extends from top story to second story and to street by counter balanced ladder; that the rear exterior stairs extends to roof by stairs and to street by means of fire passage at first floor mezzanine level connecting to front stairway which leads to street; that windows on the course of fire escapes are metal frames glazed with wire glass; and

WHEREAS, Violation No. 2560 was issued March 12, 1943 for erecting partitions on fifth floor without filing plans and obtaining permits; and

WHEREAS, the applicant contends that stud and plywood partitions have been erected, as indicated on plans filed with this application marked "Received April 15, 1943"; that it was not until these partitions were practically completed, that the owner was advised that they were in violation of the Labor Law; that the plant is engaged 100% on war work operating 24 hours a day—7 days a week; that to be required to change the partitions at this time would greatly interfere with production and under these circumstances it is requested that the partitions be permitted to remain for the duration of the war.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the requirements of the labor law, as cited in B. N. Applic. 460-43, Objection 1, of the borough superintendent, and that the application be and it hereby is *granted on condition* that no factory work shall be carried on on the fifth floor in which the partitions in question have been constructed; that such floor shall be occupied only as an office and for other purposes, as indicated on plan filed with this application marked "Received April 15, 1943," by the tenant also occupying the 6th and 7th floors as machine shops in connection therewith; that such partitions shall be made to comply with the requirements therefor within two (2) years from the date of this resolution; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

Adjourned: 1:30 P.M.

JOSEPH J. DOYLE, Chief Clerk.

REGULAR MEETING

TUESDAY AFTERNOON, APRIL 27, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

ZONING CASES

855-19-BZ

APPLICANT—Alfred H. Eccles, for Hafner Associates, Incorporated, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution re decision of the acting borough superintendent—Application, previously granted on condition, permitting partly in a busi-

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ness use and partly in a residence use district, the extension in area and in height of an existing factory building.

PREMISES AFFECTED—19-19 24th (Woolsey) avenue, northeast corner of 19th (Barclay) street, Block bounded by 24th (Woolsey) avenue, 21st street (Van Alst avenue), 23rd terrace (Phillips place) and 19th (Barclay) street (Block 890, Lot 1), Astoria, Borough of Queens.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings and Thomas A. Larkin, Fire Dep't.

ACTION OF BOARD—Application reopened and set for hearing May 18, 1943 at 2 P.M.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

574-39-BZ

APPLICANT—Frank C. Keller, for E. K. Demmel, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Application (decision of the borough superintendent) previously granted on condition, under section 7b of the zoning resolution, permitting partly in a residence use and partly in a business use district, the conversion of occupancy of the first story of an existing building to factory use for a temporary period.

PREMISES AFFECTED—59-11 67th avenue (Cornelia street), north side, 94 ft. east of Forest avenue (Block 3502, Lot 45), Ridgewood, Borough of Queens.

APPEARANCES—

For Applicant: Frank C. Keller and E. K. Demmel.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and set for hearing May 18, 1943 at 2 P.M.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

44-35-BZ

APPLICANT—William E. Kennedy, for Henry A. Bonori, owner.

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7f of the zoning resolution for a term of five years, permitting partly in a business use and partly in a residence use district, the relocation of an accessory building to a gasoline service station (previously granted by the Board).

PREMISES AFFECTED—46-03 Laurel Hill boulevard, northeast corner of 46th street (Block 2296, Lot 1), Woodside, Borough of Queens.

APPEARANCES—

For Applicant: James Adikes.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (44-35-BZ)

WHEREAS, this application under section 21 of the zoning resolution, to permit partly in a business use district and partly in a residence use district, the erection and main-

tenance of a gasoline service station, premises 46-03 Laurel Hill boulevard, northeast corner of 46th street (Block 2296, Lot 1), Woodside, Borough of Queens, was granted on certain conditions, by the Board May 21, 1935, the resolution amended June 18, 1935 and May 9, 1939, the permit extended under section 7f for a term of five (5) years at a time to obtain permits and complete work extended, May 2, 1941 and April 28, 1942 and the applicant requested further extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals do hereby *amend* the resolution adopted on May 21, 1935, amended April 28, 1942, only so far as it has reference obtaining permits and completion of work, so that amended this portion of the resolution shall read:

"that all permits shall be obtained and all work completed within one (1) year from the date of the amended resolution."

224-39-BZ

APPLICANT—Anthony A. Garofalo, for Amodio Caruso (lessee), for Andon E. Andon, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7f of the zoning resolution, permitting in a residence use district, for a term of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—85-37 Van Wyck boulevard (137th street), northeast corner of 86th avenue (Block 9647, Lot 19), Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: Anthony A. Garofalo.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (224-39-BZ)

WHEREAS, this application under section 7f of the zoning resolution, permitting in a residence use district, for a temporary period of not more than two (2) years, the parking and storage of more than five motor vehicles, premises 85-37 Van Wyck boulevard (137th street), northeast corner of 86th avenue (Block 9647, Lot 19), Jamaica, Borough of Queens, was granted by the Board May 23, 1939 on certain conditions, permit extended on April 15, 1941 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals do hereby *amend* the resolution adopted on May 23, 1939, amended April 15, 1941, only so far as it refers to the term of the permit, so that as amended this portion of the resolution shall read:

"* * * granted for a term of two years from the date of this amended resolution under section 7-f * * *"

532-40-BZ

APPLICANT—Arnstein and Levy, for Hylda Kaufman and Sadie Rosenberg, owners.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the acting borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for terms of two years, the parking and storage of more than five motor vehicles.

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PREMISES AFFECTED—988 Forest avenue, east side, 168.65 ft. south of East 165th street and 991-1001 Tinton avenue (Block 2659, Lot 20), Borough of The Bronx.

APPEARANCES—

For Applicant: M. J. Bercher.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (532-40-BZ)

WHEREAS, this application, under section 7h of the zoning resolution, permitting in a business use district for a temporary period of not more than two years the parking and storage of more than five motor vehicles, premises at Forest avenue, east side, 168.65 ft. south of East 165th street and 991-1001 Tinton avenue, west side, 143.65 ft. south of East 165th street (Block 2659, Lot 20), Borough of The Bronx, was granted by the Board May 6, 1941, on certain conditions, the resolution amended June 17, 1941, time extended September 23, 1941 and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* its resolution adopted May 6, 1941, as amended through resolutions adopted on September 23, 1941, only so far as it has reference to the term of the permit, so that the amended this portion of the resolution shall read:

"granted under section 7-h thereof for a term of two (2) years from the date of this *amended* resolution to permit, etc. * * *"

41-BZ

APPLICANT—Metropolitan Television, Incorporated, for Getty Realty Corporation, owner.

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7e of the zoning resolution, permitting on the top story and roof of an existing hotel located in a residence use district, the erection and maintenance of a radio-television broadcast transmitting station and antenna.

PREMISES AFFECTED—2-6 East 61st street and 795 Fifth avenue, southeast corner (Block 1375, Lot 67), Borough of Manhattan.

APPEARANCES—

For Applicant: L. L. Thomasson and A. L. Soladar.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (91-41-BZ)

WHEREAS, this application, permitting on the top story and roof of an existing hotel located in a residence use district, the erection and maintenance of a radio-television broadcast transmitting station and antenna, premises 2-6 East 61st street and 795 Fifth avenue, southeast corner (Block 1375, Lot 67), Borough of Manhattan, was granted by the Board June 24, 1941, on certain conditions, under section 7e of the zoning resolution, time to complete work extended on April 28, 1942 and the applicant requested a further extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on June 24, 1941, as amended on April 28, 1942, so that as amended, the resolution shall read:

"Granted for a term of two (2) years from April 28, 1942, to permit the proposed combination radio-television mast and the proposed adjacent radio antenna to be constructed on the roof and to permit the use of either of the two unoccupied spaces in the elevator machine level area as indicated on plans filed with this application and supplementary plans marked 'Received April 17, 1942', on condition that the maintenance of this mast, antenna and the use of the equipment shall be subject to the inspection and approval of the Dock Department of the City of New York, the Civil Aeronautics Authority and any other departments or bodies having jurisdiction; that no signs or advertising of any nature advertising the use of the tower for the purpose herein permitted shall be exhibited; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that in all other respects, all requirements of all laws, rules and regulations as to the structure and occupancy shall be complied with; that all permits shall be obtained and all work completed within one (1) year from the date of this *amended* resolution."

APPEALS FROM ADMINISTRATIVE DECISIONS

649-42-S

APPLICANT—E. A. Laboratories, Inc., lessee, for Aufiero Realty Corporation, owner.

SUBJECT—Variation of the labor law as cited in an order and decisions of the fire commissioner.

PREMISES AFFECTED—698-704 Myrtle avenue and 144-156 Spencer street, southwest corner (Block 1750, Lots 24 and 30), Borough of Brooklyn.

APPEARANCES—

For Applicant: B. G. Edelman.

For Administration: Thomas A. Larkin, Fire Dep't.

ACTION OF BOARD—Laid over to May 11, 1943 at 2 P.M., for further consideration by the Board.

908-42-A

APPLICANT—Raymond Irrera, for Harry H. Rice, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—37-09 Broadway, north side, 75 ft. west of 38th street (Block 657, Lot 4), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Raymond Irrera.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to May 11, 1943 at 2 P.M., at request of applicant.

909-42-S

APPLICANT—Raymond Irrera, for Harry H. Rice, owner.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—37-09 Broadway, north side, 75 ft. west of 38th street (Block 657, Lot 4), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Raymond Irrera.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to May 11, 1943 at 2 P.M., at request of applicant.

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13-43-A

APPLICANT—Emil Koeppel, for Rose Bandes, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—4517 Surf avenue, east side, 100 ft. north of Neptune avenue (Block 7824, Lot 138), Borough of Brooklyn.

APPEARANCES—

For Applicant: Emil Koeppel.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to May 11, 1943 at 2 P.M., for decision by the Board.

57-43-A

APPLICANT—Alfred H. Eccles, for Hafner Associates, Inc., owner.

SUBJECT—Appeal from a decision of the acting borough superintendent and an order and decision of the fire commissioner.

PREMISES AFFECTED—19-01 to 19-27 24th (Woolsey) avenue, 23-01 to 23-91 19th (Barclay) street, 19-02 to 19-28 23rd terrace (Phillips place) and 23-72 to 23-90 21st street (Van Alst avenue); (Block 890, Lot 1), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: None.

For Administration: Thomas A. Larkin, Fire Dep't.

ACTION OF BOARD—Laid over to May 18, 1943 at 2 P.M. at telephonic request of applicant.

80-43-A

APPLICANT—Frank C. Keller, for Home Owners' Loan Corporation, owner (Augustana Evangelical Lutheran Church, lessee).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—117-08 114th avenue (Linden boulevard), southwest corner of 118th street (Block 11644, Lots 4, 7 and 9), Richmond Hill, Borough of Queens.

APPEARANCES—

For Applicant: Frank C. Keller and R. P. Carri-gan.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to May 18, 1943 at 2 P. M. for inspection by committee of Board and further consideration.

114-43-A

APPLICANT—Philip Freshman and John T. Briggs, for Consolidated Biological Products, Inc. (Big Top, Inc., lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—109-131 West 50th street, north side, 235 ft. 6 in. west of Sixth avenue, and 110-130 West 51st street (Block 1003, Lot 40), Borough of Manhattan.

APPEARANCES—

For Applicant: John T. Briggs and Marion Sun-brock.

For Opposition: Bernard Rothman.

For Administration: *Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to May 11, 1943 at 2 P. M. at request of applicant.

115-43-S

APPLICANT—Ansley Radio Corp., lessee, for Schulte Real Estate Co., Inc., owner.

SUBJECT—Variation of the labor law as cited in a decision of the acting borough superintendent.

PREMISES AFFECTED—21-10 49th avenue, southeast corner of 49th avenue (1st floor); (Block 71, Lot 1), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Anne Klein Ansley.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to May 11, 1943 at 2 P. M. for further consideration by the Board.

126-43-S

APPLICANT—Towns and James, Inc., lessee, for James Brothers Realty Co., Inc., owner.

SUBJECT—Variation of the labor law as cited in orders of the fire commissioner.

PREMISES AFFECTED—213-221 Duffield street, east side, 100 ft. south of Willoughby street and 110-114 Willoughby street (Block 2077, Lot 18), Borough of Brooklyn.

APPEARANCES—

For Applicant: Mr. Kreutzer.

ACTION OF BOARD—Laid over to May 11, 1943 at 2 P. M. at request of applicant.

155-43-A

APPLICANT—Melvin A. Albert for Wesiman, Celler, Quinn, Allan and Spett, for Metropolitan Playhouses, Inc., owner and Randforce Amusement Corp., lessee.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—122-02 Liberty avenue, south east corner of 122nd street (Block 630, Lot 1), Richmond Hill, Borough of Queens.

APPEARANCES—

For Applicant: Alfred A. Lama and Samuel Frisch.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to May 4, 1943 at 2 P. M. for further consideration by the Board.

628-42-A

APPLICANT—J. M. Berlinger, for Charles F. Hubbs and Company, owner.

SUBJECT—Application reopened and restored to calendar December 1, 1942—Appeal from a decision of the borough superintendent (previously withdrawn).

PREMISES AFFECTED—383-387 Lafayette street and 2 East 4th street, southeast corner (Block 531, Lot 20), Borough of Manhattan.

APPEARANCES—

For Applicant: J. M. Berlinger and C. L. Goldman.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal denied.

THE VOTE TO GRANT—

Affirmative: Commissioner Savage.....

Negative: Chairman Murdock, Commissioner Blum and Deputy Chief Gunn.....

THE RESOLUTION (628-42-A)

WHEREAS, J. M. Berlinger, for Charles F. Hubbs and Company, owner, filed August 19, 1942, an appeal from a decision of the borough superintendent, affecting premises 383-387 Lafayette street and 22 East 4th street, southeast corner (Block 531, Lot 20), Borough of Manhattan; and

WHEREAS, the appeal was withdrawn on October 20, 1942; and

WHEREAS, this appeal was reopened and restored to the calendar by the Board on December 1, 1942; and

WHEREAS, the applicant has filed a copy of the decision of the borough superintendent dated April 7, 1943, on Amendment to Alt. Applic. 944-42 which reads:

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"2. Repeated as follows: Proposed installation of marquee is unlawful and in violation of sec. 2.4.1.4.8, B. C. which specifically designates kinds of buildings on which marquees are permissible. Marquees, where permitted may be erected only in connection with entrances to building and are restricted to 2½ feet beyond either side of the entrance. Proposed marquee does not conform. 2.4.1.4.8. BC.

6. Marquee required to be constructed throughout of iron and glass or other incombustible materials. 2.4.1.4.8 BC."

WHEREAS, the applicant states that the building is 4 stories (2 ft.) in height, 79 ft. by 120 ft. in area, of Class 3 construction, equipped with a sprinkler system, erected in 1913, located in an unrestricted use district and occupied: cellar—oil room and storage—3 persons; 1st floor—warehouse and office—100 persons; 2nd floor—warehouse—4 persons; 3rd floor—warehouse—5 persons; 4th floor—factory—30 persons; and

WHEREAS, it is proposed to remove the old marquee from the Lafayette street front of the building and to replace same with new marquee of increased size and create new door opening as shown on plan filed with borough superintendent under Alt. Applic. 944-42; and

WHEREAS, the applicant contends that the marquee being moved is 19 ft. long and is inadequate for protection of the paper handled by the owner of this building; that the proposed marquee will be 50 ft. long and will adequately cover existing entrances, the new entrance and the paper chute leading to basement; that the proposed marquee is essential to the conduct of the business and that should permission be denied for construction of the marquee as proposed, shipments of paper will be subject to substantial damage by the elements; that over 50% of the products produced in the building are used in direct war purposes; and

WHEREAS, the applicant contends that the new plans filed with the borough superintendent as an amendment to Alt. Applic. 944-42 eliminated in every possible manner the use of critical or scarce materials substituting fireproofed wood structural members for steel wherever practical; that there attached hereto and made part of this appeal a letter from the Protexol Laboratories who will process the fireproofed wood attesting to the serviceability of the proposed wood treatment; and

WHEREAS, an examination of the plan filed with the borough superintendent indicates that the proposed construction of the marquee will consist of Douglas fir structural members fireproofed in accordance with the requirements of the Building Code with all exposed surfaces covered with sheet asbestos siding and all beam ends to be secured in approved hangers and strapped. The roof will consist of 2 in. gypsteel plank with five ply roofing over same; and

WHEREAS, the Board deemed that no basis was presented to justify a variance of the law.

Resolved, that the decision of the borough superintendent under Alt. Applic. 944-42, be and it hereby is *affirmed* and that the appeal be and it hereby is *denied*.

4-42-A

APPLICANT—Adon Realty Corporation, lessee, for The Ministers, Elders and Deacons of the Reformed Protestant Dutch Church of the City of New York, owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—9-11 Dutch street, west side, 127 ft. south of Fulton street (Block 78, Lot 24), Borough of Manhattan.

APPEARANCES—

For Applicant: Elias A. Cohen and W. M. Bick.

For Administration: Fred Dahlem, Dep't of Housing and Buildings and Insp. Maher, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (764-42-A)

WHEREAS, Adon Realty Corporation, for The Ministers, Elders and Deacons of the Reformed Protestant Dutch Church of the City of New York, owners, filed on October 29, 1942, an appeal from an order and decision of the fire commissioner affecting premises 9-11 Dutch street, west side, 127 ft. south of Fulton street (Block 78, Lot 24), Borough of Manhattan; and

WHEREAS, order 9223-LF issued by the fire commissioner February 8, 1940 reads:

"1. Install an approved wet automatic sprinkler system in cellar having at least one source of water supply arranged and equipped as per Art. 16, Ch. 26, Adm. Code.

Plans to be filed with and approved by the Department of Housing and Buildings before work on such system is commenced. C19-161.0 Adm. Code."

and

WHEREAS, the decision of the fire commissioner dated October 26, 1942 reads:

"We have your letter dated October 22, 1942, in which you state that you intend to appeal to the Board of Standards and Appeals, and in which you ask us to reissue Order No. 9223-LF dated Feb. 8, 1940, or to extend the time of said order in order to enable you to appeal to the Board of Standards and Appeals.

It is not our policy to reissue orders under a new date. However, we have no objection to your making this appeal to the Board of Standards and Appeals, and we understand that the Board will accept this letter in order to enable you to execute your appeal."

and

WHEREAS, the applicant states that the building is 5 stories (50 ft.) in height, 35 ft. by 100 ft. in area, of class 1 construction, erected in 1937, located in an unrestricted use district and used and occupied as follows: cellar—storage of Five and Ten Cent Store stock—2 persons; 1st floor—same—4 persons; 2nd floor—office and storage—7 persons; 3rd, 4th and 5th floors—office and storage of Five and Ten Cent Store stock—not more than 3 persons per floor. No change in use or occupancy is proposed; and

WHEREAS, the applicant contends that the order of the Fire Commissioner is unreasonable, unnecessary, unwarranted, oppressive and confiscatory, is invalid and illegal and exceeds the authority and power granted and contained in Sec. C19-161.0 of the Adm. Code of the City of New York, or any other provision of such Administrative Code relating to fire prevention and fire extinguishing appliances; that about 75% of the cellar is used for the storage of some of the non-combustible and non-inflammable merchandise that F. W. Woolworth Co. sells in its store adjoining in premises No. 80-84 Nassau street; that this stock consists of glassware, crockery and metal ware; that no person is regularly employed in the cellar; that the clerks come there from time to time to bring and carry away stock and no merchandise is sold either in the cellar or throughout the entire building and no customers are permitted to enter; that no fire hazard exists; that the insurance rate on the building is low; that the stock of Woolworth is kept in very orderly condition and there is plenty of passage room from one end of the cellar to the other; that no fire hazard is created by the conduct of the premises by Woolworth; that there is no boiler or heating equipment in cellar; that the ground floor is used as a receiving department and for storage of merchandise; that the second floor is used for office and storage; that the upper three floors are all used for the storage of Woolworth merchandise; that there is no fire hazard existing in any of the five floors of the building, all of which are occupied by Woolworth; that the building was completely altered by the construction of a new steel, concrete and brick 100% fireproof building completed in March

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1937 and has been entirely occupied by F. W. Woolworth Co. since then; that plans were approved by the Building Department for this building for storage use and Certificate of Occupancy 22320—1937 was issued; that there are numerous fire buckets and fire extinguishers located in the cellar; that ventilation conditions are good; that Fire Prevention inspectors reported in 1938 that no sprinkler system was necessary, and condition of occupancy has not changed to date; that the entrance on Dutch street leads directly to a fireproof enclosed stairway leading directly to the cellar and also to the upper floors; that the Dutch street entrance is three feet from the stairway descending directly to cellar and there are two stairways leading from the cellar to street floor at opposite ends of the premises; that both are completely enclosed with fireproof material and equipped with fireproof self-closing doors; that in addition, there is an elevator opening directly into Dutch street, which runs from basement to roof; that there is also an exit from the cellar of 9-11 Dutch street to premises 80-84 Nassau street, also occupied by Woolworth; that this exit has approved fireproof automatic self-closing doors on both sides of the exit and these doors are kept open at all times during the day; that the basement of Woolworth in Nassau street has two fireproof enclosed means of exit one at either end of the premises which are always accessible from the Dutch street cellar; that the Nassau street building is also 100% fireproof; that there is also an exit leading from the ground floor of Dutch street into the ground floor of Nassau street with identical fire doors as in the cellar; that the cellar is readily accessible from either the front fireproof stairway of the Dutch street premises or the rear fireproof stairway, or from the Nassau street fire exit in the cellar or from the ground floor of Nassau street store into the Dutch street building through the fire passageway which is only a few feet from the rear fireproof enclosed stairway leading to cellar of 9-11 Dutch street; that to enforce compliance with this order to install wet automatic sprinkler system in cellar, which will cost several thousand dollars, would be arbitrary, unreasonable, oppressive and unnecessary and would amount to confiscation of the property; and

WHEREAS, in the matter of People vs. Adon Realty Corp. in the City Magistrate's Court, the court held on October 19, 1942 that the defendant was guilty of the charge of violation of Section C19-161.0 of the Administrative Code and stayed the payment of a fine to permit this appeal to be taken to the Board.

Resolved, that the decision of the fire commissioner, Order 9223-L.F. be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that a wet automatic sprinkler system shall be installed in the cellar and four (4) heads in the baling room on the first floor for which the water supply may be taken from the 1½ inch water supply line from Nassau street combined with the ¾-inch water supply line from Dutch street; that the fireproof self-closing doors between the storage room and store both in the cellar and on the first floor shall at all times be in operating condition; that in all other respects, the sprinkler system shall comply with all laws, rules and regulations applicable thereto.

774-42-A

APPLICANT—Lama and Proskauer, for Green Bus Lines, Incorporated, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—148-02 to 148-16 147th avenue, south side, from 148th street to 149th street (Block 4233, Lot 1), South Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Appeal dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (774-42-A)

WHEREAS, Lama and Proskauer, for Green Bus Lines, Incorporated, owner, filed on November 4, 1942, an appeal from a decision of the borough superintendent, affecting premises 148-02 to 148-16 147th avenue, south side, from 148th street to 149th street (Block 4233, Lot 1), South Jamaica, Borough of Queens; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the appeal be and it hereby is *dismissed* for lack of prosecution.

776-42-A

APPLICANT—Sidney H. Kitzler, for Berdean Holding Corporation, owner (Messing Bakeries, Incorporated, lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—821-827 Bergen street, north side, 350 ft. west of Classon avenue and 890-902 Dean street (Block 1141, part of Lot 28), Borough of Brooklyn.

APPEARANCES—

For Applicant: Sidney H. Kitzler and Morris Messinger.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal denied.

THE VOTE TO GRANT—

Affirmative
Negative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

THE RESOLUTION (776-42-A)

WHEREAS, Sidney H. Kitzler, for Berdean Holding Corporation, owner (Messing Bakeries, Inc., lessee), filed November 4, 1942, an appeal from a decision of the borough superintendent affecting premises 821-827 Bergen street, north side, 350 ft. west of Classon avenue, and 890-902 Dean street (Block 1141, part of Lot 28), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent dated October 14, 1942, on Alt. Applic. 2895-42, reads:

"1. Proposed marquee extending over sidewalk in connection with building of described occupancy is contrary to Section 2.4.1.4.8 (1) Building Code.

2. Length of marquee exceeds 75% of street frontage. Marquee extends within 2 ft. 0 in. of curb line. Contrary to Section 2.4.1.4.8(2)."

and

WHEREAS, the applicant states that the building is two stories (26 ft.) in height; 50 ft. by 110 ft. in area; of Class 3 construction; erected 1918; located in an unrestricted urban district and used and occupied as follows: 1st floor, garage, receiving and loading, 6 persons; second floor, bakery and offices, 30 persons; and

WHEREAS, it is proposed to erect a marquee on the Bergen street side of the building, 44 ft. wide by 18 ft. in depth which is practically the width of the sidewalk; and

WHEREAS, the applicant contends that on the Bergen street front there is a two story building, 50 ft. wide and a loading and shipping yard 50 ft. wide adjoining; that there is an urgent necessity for the proposed marquee as shipments of flour, sugar and other perishable ingredients are received daily and must enter the building on Bergen street; that these shipments are now being received on Dean street and are protected by existing sidewalk marquee erected in 1924; that in 1940 additional routes of the Manhattan Baking Company were absorbed and due to the large increase in production it has become necessary to increase facilities and for this reason the War Production Board has approved the erection of the marquee in question, new traveling tray over and new extension to the bakery on Dean street; that the proposed marquee will be constructed of incombustible

MINUTES

materials and will be properly drained; that since a delivery truck cannot be backed up to the curb due to interference with trolley cars, it is necessary to unload parallel to curb and therefore it is requested that the Board permit the construction of a marquee to the curb line as proposed; and

WHEREAS, the premises were inspected by a committee whose verbal report recommended denial.

Resolved, that the decision of the borough superintendent dated October 14, 1942 on Alt. Applic. 2895-42 be and it hereby is *affirmed* and that the appeal be and it hereby is *denied*.

87-42-A

APPLICANT—Sidney H. Kitzler, for Manny Fleisher, owner (Prince Lacquer and Chemical Co., Inc. lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—413-419 Kent avenue and 27-35 South 8th street, northeast corner (Block 2129, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Sidney H. Kitzler and Samuel Richter.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (837-42-A)

WHEREAS, Sidney H. Kitzler, for Manny Fleisher, owner Prince Lacquer & Chemical Company, Inc., lessee, filed November 30, 1942, an appeal from a decision of the borough superintendent affecting premises 413-419 Kent avenue and 27-35 South 8th street, northeast corner (Block 2129, Lot 1), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent, dated November 27, 1942, on Alt. Applic. 4572-40, reads:

"1. Proposal to omit fireproof mixing room where volatile inflammable oils are used is contrary to Art. 9 of Chapter 19.59(h) of the Administrative Code."

id

WHEREAS, the applicant states that the building is two stories (25 ft.) in height; 32 ft. by 60 ft. in area; of Class construction; erected prior to 1913; located in an unrestricted use B area district, and used since 1939 as follows: boiler room, no persons; first floor, mixing and canning lacquers, 4 persons; second floor, office and storage, 1 person; and

WHEREAS, Order 83139-LC, issued by the fire commissioner March 23, 1940, and filed by the applicant with this appeal for the information of the Board, reads:

"You are hereby notified that an inspection of the above premises, used to store lacquers, thinners, etc., shows that the following must be done before the permit requested by you can be issued:

1. Provide an approved storage system for the storage of one drum of solvesso No. 1. Plans and specifications to be filed with, and approved by the Fire Department, before the work of installing the storage tank is commenced. Tank to be tested and installation supervised by a representative of Division of Combustibles, Fire Department. C19-51, Administrative Code.

"2. File with or exhibit to Division of Combustibles, Fire Department, a certificate of occupancy from Department of Housing and Buildings, authorizing the use of premises, as a factory for the manufacture of lacquer."

and

WHEREAS, the applicant contends that the building had been occupied since 1939 by the present tenant; that on March 23, 1940 Fire Department Order 83139-LC was issued and an application with plans filed with the borough superintendent for a certificate of occupancy to comply with Fire Department order; that the Building Department examiner filed objections on September 19, 1940, and October 18, 1940, which were fully complied with; that on November 6, 1940 two months after the plans and application were filed, the Fire Prevention examiner filed an objection requiring compliance with Article 15, Chapter 19, Section 84.0 to 86.0 of the Administrative Code; that after consultation with Fire Department officials, the plans and applications were finally approved in May, 1941; that as a condition of this approval, the Fire Department required that the occupants install six steel tanks enclosed in a concrete pit and erect a fireproof mixing room; that the tenant was unable to comply with such drastic requirements immediately because of the expense involved, and it later developed that war restrictions made it impossible to do the work required; that it is now proposed to discontinue the use of 5 of the 6 chemicals heretofore used and bury one tank outside of the building for the storage of Graysol No. 1; that this arrangement is satisfactory to the Fire Department; that it is also proposed to omit the fireproof mixing room until after the war; that all other provisions of Chapter 19 of the Administrative Code relating to lighting, motor protection, etc., will be complied with, and it is therefore requested that the Board grant a variance, so as to permit the omission of the fireproof mixing room until after the war; that such portable fire fighting appliances as the Board may direct will be installed; that mixing tanks will be provided with self-closing hinged covers; that Chapter 19, Section 18(b) of Article 2 of the Administrative Code permits waiving of certain conditions under unusual conditions.

Resolved, that the decision of the borough superintendent on Alt. Applic. 4572-40, Objection 1, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the requirements of the fire commissioner as to order 83139-LC shall be complied with and the storage system for solvesso shall be installed; that if any inflammable material other than solvesso is used, a new decision of the fire commissioner shall be obtained; that a ventilating system shall be installed throughout the first floor unless the fire commissioner is satisfied with the natural ventilation of the premises; that such additional portable fire-fighting appliances shall be installed as the fire commissioner shall direct; that all motor-driven machinery shall be properly grounded; that in all other respects, the building and occupancy shall comply with all other laws, rules and regulations applicable thereto.

895-42-A

APPLICANT—Arnold W. Lederer, for Loretto Doris, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—1381 East 23rd street, east side, 90 ft. north of Avenue N (Block 7659, Lot 11), Borough of Brooklyn.

APPEARANCES—

For Applicant: Arnold W. Lederer.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (895-42-A)

WHEREAS, Arnold W. Lederer, for Loretto Doris, owner, filed December 23, 1942, an appeal from a decision of the borough superintendent affecting premises 1381 East 23rd street, east side, 90 ft. north of Avenue N (Block 7659, Lot 11), Borough of Brooklyn; and

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WHEREAS, the decision of the borough superintendent dated December 14, 1942 on Alt. Applic. 3542-42, reads:

1. Application contrary to Sec. 4.2.1 height and area limitations of frame building for public building.
2. 100 lb. live load capacity required for 1st floor.
3. A 3' wide one hour enclosed stair from 2nd floor is required as per Art. 6 of Building Code.
4. Fire retard cellar ceiling as per Sec. 10.11."

and

WHEREAS, the applicant states that the building is two stories (24 ft.) in height; 23 ft. by 50 ft. in area; of Class 4 construction; date of erection, unknown; located in a residence use, F area district, and used and occupied: Cellar, storage; first floor, one family; second floor, one family; that it is proposed to be used and occupied as follows: Cellar, recreation room for dwelling, no persons; first floor, kindergarten and day school, 30 persons; second floor, dwelling, one family, 2 persons; and

WHEREAS, the applicant states it is proposed to fire retard the ceiling over the steam boiler with half inch plaster board and 26 gauge metal 8 ft. in front and 4 ft. beyond sides of boiler; that the cellar stairs will be enclosed in fireproof enclosure; that the building is detached; and

WHEREAS, the applicant contends that the first floor will be used for day school providing for children from 2 to 6 years old with pre-school activities and that the children will meet between 9 A.M. and 4:30 P.M. five days a week; that all of the activities will be confined to the first floor; that the average attendance is 25 to 30 children; that the 40 lb. live load for which the building is designed, is more than adequate for the proposed use; that all exit doors from school area will be made to swing outwardly; that the main exit doors are 2 ft. 10 in. and 3 ft. wide, respectively and rear exit door is 2 ft. 8 in. wide; that the second floor will be occupied by the Director of the school as living quarters; and it is requested that the existing sheet rock ceiling be accepted, except where it is proposed to fire retard over the steam boiler, and in view of the limited use, it is requested the Board grant a variation to permit the change in use and occupancy as proposed.

Resolved, that the decision of the borough superintendent on Alt. Applic. 3542-42 be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the building shall not be increased in height or area; that the floor loading shall not be less than 40 lbs. per superficial foot and shall not be overloaded for such carrying capacity; that the door leading to the cellar shall be self-closing at the first floor; that the cellar ceilings throughout shall be plastered or covered with plasterboard or sheet rock; that the ceiling over the boiler shall be protected according to the requirements of the building code; that toilet facilities shall be provided, so as not to require the children going above the first floor; that the number of children shall not exceed twenty-five (25) and the premises shall be occupied for day school work only; that the operator of the school shall reside within the building on the second story, which shall be for living quarters only; that additional exits shall be provided by means of a window on the south side toward the front; that such window shall be changed to a hinged casement type with steps to grade; that no children within the school shall be under four years of age; that the cellar shall not be occupied in connection with the school except for toilet facilities for the boys; that qualified persons shall be in charge at all times; that such portable firefighting appliances shall be maintained as the borough superintendent shall direct; that this variance shall continue for not over two years from the date of this resolution.

914-42-A

APPLICANT—Charles E. Eshelman and George L. Epp, for Third Avenue Transit Corporation, owner (Williams Storage Warehouse Corporation, Incorporated, lessee).

SUBJECT—Appeal from a decision of the fire commissioner.

PREMISES AFFECTED—637-647 West 125th street north side, 251 ft., $\frac{3}{4}$ in. east of 12th avenue and 632-642 West 130th street (Block 1996, Lot 14) Borough of Manhattan.

APPEARANCES—

For Applicant: Charles E. Eshelman and George L. Epp.

For Administration: Insp. Maher, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (914-42-A)

WHEREAS, Charles E. Eshelman and George L. Epp, for Third Avenue Transit Corporation, owner (Williams Storage Warehouse Corp., Inc., lessee), filed on December 30 1942, an appeal from a decision of the fire commissioner affecting premises 637-647 West 125th street, north side 251 ft. $\frac{3}{4}$ in. east of 12th avenue and 634-642 West 130th street (Block 1996, Lot 14), Borough of Manhattan; and

WHEREAS, the decision of the fire commissioner dated December 7, 1942 reads:

"In reply to your request to drain the roof gravity standpipe tank at the above premises and to provide as a source of supply a 4-inch connection to the city main, you are hereby advised as follows:

Article 17 of Chapter 26 accepts a city main connection on buildings not exceeding 40 feet in height. As these premises exceed that height, your request must be denied."

and

WHEREAS, the applicant states that the building is 4 stories (60 ft.) in height, 139 ft. $5\frac{3}{4}$ in. by 120 ft. 11 in. and 182 ft. 9 in. in area, of class 3 construction, erected in 1895 equipped with a standpipe system, located in an unrestricted use district and used and occupied as follows: cellar—boiler room—no persons; 1st floor—stores, repair shop and garage—4 persons; 2nd, 3rd and 4th stories—garage; no change in use or occupancy is proposed; that Certificate of Occupancy 24842 was issued June 19, 1939, permitting the use of the first story for stores and repair shop, 2nd, 3rd and 4th stories for garage; and

WHEREAS, the applicant contends that it is proposed to eliminate the 3,500 gallon gravity tank supplying water to the standpipe system in the building; that the standpipe system has a direct 4-in. street connection to the 12-inch city main on 125th street; that all pipes, fittings, meters checks and control valves are installed in accordance with the requirements therefor; that there are two siamese connections, one on 125th street and one on 130th street side of the building; that the minimum water pressure in the 125th street main is 42 lbs. per sq. in.; that the pressure at the highest hose outlet when the tank is in use is 16 lbs. and when taken with the city main connection in use, the pressure is 21 lbs.; that all pipes have been covered and the tank drained to prevent freezing; that there is little or no heat in the building and in order to heat the tank, it requires 9,000 to 10,000 gallons of fuel oil each winter that due to the fuel oil shortage, it is impossible to keep the tank from freezing and it is therefore proposed to remove the tank to save fuel and to reduce maintenance costs that the tank is unnecessary now that the system has been connected to the city mains; and

WHEREAS, the applicant has filed a copy of a communication dated December 17, 1942 from the Borough Engineer of the Department of Water Supply, Gas and Electricity certifying that the minimum pressure in the city main at curb level supplying these premises is 42 lbs. per sq. in.

Resolved, that the decision of the fire commissioner, dated December 7, 1942, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that in all other respects, the standpipe system shall comply with the requirements therefor; that a street shut-off valve shall be

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alled outside the building line and properly marked; the stem of one of the control valves on the meter box l be extended upwardly and access thereto provided by ns of a ladder with a sign clearly marking same; that roof tank and equipment in connection therewith shall entirely removed from the roof and the top of the riser bed; that in all other respects, the building and occu- y shall comply with all laws, rules and regulations icable thereto.

43-A

PLICANT—Jacob Feld, for Moralt Operating Corp., owner (A. Cardani Co., Inc., lessee).

BJECT—Appeal from a decision re an order of the fire commissioner.

EMISES AFFECTED—11-01 to 11-09 37th avenue, northeast corner (Block 352, Lot 1), Long Island City, Borough of Queens.

PEARANCES—

For Applicant: Jacob Feld.

TION OF BOARD—Appeal granted on condition.

E VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

E RESOLUTION (22-43-A)

WHEREAS, Jacob Feld, for Moralt Operating Corp., owner Cardani Co., Inc., lessee), filed on January 15, 1943, appeal from an order and decision of the fire commis- sioner affecting premises 11-01 to 11-09 37th avenue, north- corner 11th street (Block 352, Lot 1), Long Island City, ough of Queens; and

WHEREAS, order 92524-LC issued by the fire commissioner 16, 1942 and referred to in a decision of the fire com- issioner dated December 30, 1942, reads:

"1. Discontinue and remove the direct method of re- frigeration from that part of the building prohibited by C19-98b, Administrative Code."

WHEREAS, the applicant states that the building is 2 stories ft.) in height, 85.10 ft. by 100.08 ft. in area, of class onstruction, erected in 1919, located in an unrestricted district, equipped with a sprinkler system and used and ipied as follows: cellar—boiler room—1 person; 1st floor e cream factory—13 persons; 2nd floor—ice cream fac- and office—16 persons; and

WHEREAS, the applicant contends that the building is used usively for manufacturing ice cream products; that a rigeration system containing 13,000 lbs. ammonia is located he first floor as part of the necessary equipment for the ufacturing of ice cream and in connection therewith a ct cooling unit for the refrigerant consisting of an all al Niagara evaporative condenser is located on a steel ctured on the roof and connected with the refrigeration n on the first floor by means of two steel pipe lines, 4 in. l and 2 in. return; that these pipe lines are single length nless steel with no couplings or joints between the con- tion in the refrigeration room on the first floor and the lenser above the roof; that the fire commissioner's order issued because these pipe lines run through the second r; that it is requested that the Board grant a variation, s to permit the installation to remain, since the building sed exclusively for the manufacture of ice cream; that pipe lines are necessary and the installation of the con- ver above the roof reduces the hazard which would result e condenser were installed in the refrigeration machinery n on the first floor.

Resolved, that the order of the fire commissioner, Order 24-LC, Objection 1, be and it hereby is *modified* and that appeal be and it hereby is *granted on condition* that in other respects, the refrigerating system shall comply with irements therefor and shall be maintained to the satis-

faction of the fire commissioner; that all vertical risers shall be properly protected to avoid injury to the satisfaction of the fire commissioner.

46-43-A

APPLICANT—Milton B. Weissman, for Sayra Nisgore, owner (Harbour Kiddie Kamp, lessee).

SUBJECT—Appeal from a decision of the borough super- intendent.

PREMISES AFFECTED—5001 Surf avenue, east side, 279 ft. 2¾ in. south of Poplar avenue (Block 7024, Lot 20), Borough of Brooklyn.

APPEARANCES—

For Applicant: Milton B. Weissman and Irving Nisgore.

For Administration: Fred Dahlem, Dep't of Hous- ing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (46-43-A)

WHEREAS, Milton B. Weissman, for Sayra Nisgore, owner (Harbour Kiddie Kamp, lessee), filed on February 3, 1943, an appeal from a decision of the borough superintendent affecting premises: 5001 Surf avenue, east side, 279 ft. 2¾ in. south of Poplar avenue (Block 7024, Lot 20), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent on Alt. Applic. 3438-42, dated February 2, 1943, reads:

"1. Proposed change in occupancy of a frame one family dwelling to day school and agency giving day care to 15 children in conjunction with one family dwell- ing is contrary to Sec. 4.2.1 of the Building Code as per Sec. 2.1.3.5 of the Building Code."

and

WHEREAS, the applicant states that the building is 2 stories (26 ft.) in height, 21 ft. 8 in. by 36 ft. 2 in. in area, of Class 4 construction, erected in 1917, located in a resi- dence use district and occupied as follows: Cellar, ordinary; first and second floors, one family dwelling. Proposed to be occupied—cellar, ordinary; first floor, one family dwelling in conjunction with day agency and kindergarten, 15 persons; second floor, one family dwelling; and

WHEREAS, the applicant contends that the premises in question is occupied at the present time as a one family dwelling with the additional occupancy on the first floor for two, day agency and kindergarten class rooms for children of pre-school age, ranging from 3 to 6 years; that classes are conducted from 9 A.M. to 3 P.M. under competent teach- ers and on week days only; that the classrooms set aside for the training and development of these children are well ventilated, of adequate size to supply each child with the proper amount of light and air, and the building is now equipped with 2 distinct exits leading to the exterior with- out any obstruction to the street.

Resolved, that the decision of the borough superintendent on Alt. Applic. 3438-42, Objection 1, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the proposed school shall be maintained on the first floor only; that no children shall be permitted under four years of age; that the classes shall be conducted only as proposed during the day; that the cellar ceiling shall be fire-retarded with plaster sheet rock or plasterboard; that the area over the heater shall be fire-retarded in accordance with the requirements of the building code; that the door from first floor to the cellar shall be made self-closing; that such portable fire-fighting appliances shall be maintained as the borough superintendent shall direct; that the school shall at all times be in charge of qualified persons; that the operator of the school shall live on the premises occupying the second floor; that the existing exits shall be maintained and granted for a term of two (2) years from the date of this resolution.

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54-43-A

APPLICANT—Associated Photo Service Co., for Anna Evans, owner.

SUBJECT—Appeal from a decision re an order of the fire commissioner.

PREMISES AFFECTED—4817 Avenue N, north side, 40 ft. west of East 49th street (Block 7873, Lot 3), Borough of Brooklyn.

APPEARANCES—

For Applicant: Bernard A. Sloat.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (54-43-A)

WHEREAS, Associated Photo Service Co., for Ann Evans, owner, filed February 10, 1943, an appeal from an order of the fire commissioner; premises 4817 Avenue N, north side, 40 ft. west of East 49th street (Block 7873, Lot 3), Borough of Brooklyn; and

WHEREAS, order 82313-C, issued by the Fire Commissioner January 22, 1940 and repeated in his decision of January 26, 1943, reads:

"A recent inspection of your premises, occupied as a laboratory for the development of film has shown that the following must be done in the interest of public safety:

All order issued under C-19-110.

7. Provide a sprinkler system in the premises. Sprinkler system may be connected to the house water supply. Size and location of piping and heads must be approved by the Fire Department."

and

WHEREAS, the applicant states the building is two stories in height, 20 ft. by 65 ft. in area; Class 3 construction; erected in 1926; located in a business use district and occupied: cellar, vacant; 1st floor, photo store, 2 persons; 2nd floor, dwelling, two families, for which Certificate of Occupancy 36864 was issued December 1, 1925; and

WHEREAS, the applicant contends that he has occupied the 1st floor of premises since 1935 for development and printing of films picked up from stores; that there is no processing of motion picture films on the premises; that he has complied with all items of the order except No. 7 which is appealed; that due to existing conditions it is impossible to comply with the requirements for the installation of sprinklers and therefore requests this requirement be suspended for the duration of the war or until such time as it can be complied with; that in lieu of the installation of sprinklers, it is proposed to provide additional water pails or sand or other precautionary measures as may be available.

Resolved, that the decision of the fire commissioner, Order 82313-C, Objection 7, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that a sprinkler system shall be installed which may be connected to the house water supply provided such water supply is not less than 3/4-in.; that no siamese or interior alarm need be installed; that sprinkler heads previously used may be installed, provided such heads are in workable condition satisfactory to the fire commissioner; that in all other respects, the requirements of Order 82313-C shall be complied with.

55-43-S

APPLICANT—Michael Glick, for 1793 Jerome Realty Corporation, owner.

SUBJECT—Variation of the labor law as cited in a decision of the acting borough superintendent.

PREMISES AFFECTED—1793-1797 Jerome avenue, west side, 325 ft. north of East 176th street and 287 ft. south of East 177th street (Block 2861, Lot 151), Borough of The Bronx.

APPEARANCES—

For Applicant: Michael Glick.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...
Negative

THE RESOLUTION (55-43-S)

WHEREAS, Michael Glick, for 1793 Jerome Realty Corporation, owner, filed February 8, 1943, an application for a variation from the requirements of the Labor Law cited in a decision of the borough superintendent, affecting premises: 1793-1797 Jerome avenue, west side, 325 ft. north of East 176th street, and west side of Jerome avenue, 287 ft. south of East 177th street (Block 2861, Lot 151), Borough of The Bronx; and

WHEREAS, the decision of the borough superintendent, Alt. Applic. 1096-41, amended January 30, 1943, reads:

"7. Provide two interior enclosed fireproof stairways from each separate area on 2nd floor as per Section 270 (3) of the Labor Law.

10. Provide two separate adequate means of egress from each subdivided cellar area, as per Section 270 (3) of the Labor Law."

and

WHEREAS, the applicant states that the building is two stories, (22 ft.) in height; 75 ft. by 75 ft. in area; of class 3 construction; located in a business use, 1 1/2 height, B district; erected in 1924 and occupied since 1928 as follows: Cellar, storage; 1st floor, stores, 20 persons; 2nd floor, light manufacturing, 30 persons. Proposed to be occupied: cellar, storage; 1st floor, stores, 20 persons; 2nd floor, manufacturing, 30 persons; equipped with two 44-in. iron stairs with cement treads enclosed with 6-in. terra cotta blocks, equipped with fireproof self-closing doors, extending to street and one to roof; that Certificate of Occupancy 1821-24 issued Sept. 30, 1924 on N. B. Applic. 1970-24, permitted the use of the building for stores and show rooms with 120-lb. live load on all floors; and

WHEREAS, Violation 668-38 was issued Feb. 4, 1943 for occupancy of second floor as factory and pool room contrary to Certificate of Occupancy 1821-24 and Violation 603-38 was issued Feb. 4, 1943 for locking horizontal egress on 2nd floor; and

WHEREAS, the applicant contends as to Objection 7, that New Building Plan 1970-24 called for stores on the 1st floor and showrooms on 2nd floor; that the plans show the upper floor to be divided into two parts with a 6-in. terra cotta partition through the center of the floor; that under Cal. 218-28-S the Board approved the use of this floor for manufacturing for two tenants, and approved the existing stairways to the second floor to remain; that Building Not 930-28 as approved definitely states that the second floor to be used for two tenants for manufacturing purposes; that the 2nd floor was originally designed for 120 lb. live load and that no certificate of occupancy was issued for manufacturing on the second floor, and the present owners have been served with a violation for manufacturing on the second floor; and

WHEREAS, the applicant contends as to Objection 10, that the cellar is used only for storage purposes for the tenants of the first floor, and has no connection with the second floor whatsoever; and

WHEREAS, the building was inspected by a committee of the Board.

Resolved, that the decision of the borough superintendent on Alt. Applic. 1096-41, Objections 7 and 10, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the building shall comply with the requirements of the Board as set forth in the resolution adopted October 2, 1928 under Cal. 218-28-S; that all doors lead from enclosed spaces to the stairways shall be of full width and shall open in the direction of exit; that the st

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ding partition, dividing the area on the second floor into two portions approximately equal in size, shall be of a construction approved for one hour fire-resistive rating with proof self-closing door; that such door shall be openable at all times during working hours, to provide a second means of exit for each tenant; as to Objection 10, that the cellar shall be used only for storage in connection with the first floor stores; that no factory work shall be carried on in the cellar and no storage of material deemed hazardous by the commissioner; that such portable fire-fighting appliances shall be maintained throughout the building as the fire commissioner shall direct; that a Certificate of Occupancy shall be obtained; that this variance shall continue only so long as the building is occupied as proposed in compliance with this resolution and the resolution adopted by the Board under Resolution 218-28-S.

13-S

APPLICANT—Charles W. Marsac, for Temple Garden, Incorporated, owner.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—41-32 58th street, west side, 115 ft. 10¾ in. north of 43rd avenue (Block 1328, Lot 72), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Charles W. Marsac.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (77-43-S)

WHEREAS, Charles W. Marsac, for Temple Garden, Inc., owner, filed February 24, 1943, an application for variation of the requirements of the Labor Law as cited in a decision of the borough superintendent, affecting premises 41-32 58th street, west side, 115 ft. 10¾ in. north of 43rd avenue (Block 1328, Lot 72), Long Island City, Borough of Queens; and WHEREAS, the decision of the borough superintendent dated April 5, 1943, on Alt. Applic. 2073-42, reads:

"1. Provide two means of egress enclosed as required by Section 270 of the Labor Law."

WHEREAS, the applicant states the building is three stories (34 ft.) in height; 41 ft. by 90 ft. in area; of Class 3 construction; erected in 1926; located in a business use district, used and occupied as follows: cellar, boiler room; first floor, dance hall, 200 persons; second floor, dance hall, 200 persons; third floor, one apartment. It is proposed to be used and occupied as follows: cellar, same, first floor, same; second floor, temporary shop for war work, 100 persons; third floor, one apartment; that the building is equipped with 44 in. interior stairs of iron construction enclosed in fireproof partitions equipped with fireproof self-closing doors extending from street to roof and one fire escape extending from top story to street by stairs leading from lowest balcony to open court which leads direct to street; that the stairs on the course of the fire escape at the first floor shall be fireproof; and

WHEREAS, the applicant contends that in view of the fact that the building has been used for many years as a public building, it is considered safe enough to use one of the floors for light manufacturing; that the live loads comply with the requirements; that the means of egress is considered safe for the public use and therefore should be safe enough for factory use;

Resolved, that the Board of Standards and Appeals does hereby make a variation in the requirements of the labor law as cited in a decision of the borough superintendent action Alt. Applic. 2073-42, and that the application be and it hereby is granted as to Objection 1, on condition that the

existing means of exit consisting of interior closed stair and an exterior stairway as indicated on plans marked "Received by the Borough Superintendent December 22, 1942" under Alt. Applic. 2073-42, shall be maintained; that all doors opening to such exit shall be in compliance with the requirements therefor; that a double rung steel ladder shall be constructed from the second story balcony of the exterior fire escape to the roof; that this variance shall be for the term of the present emergency and for not over six (6) months thereafter, and that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

130-43-A

APPLICANT—Sinclair Refining Company, owner.

SUBJECT—Appeal from a decision of the fire commissioner relating to the packaging, transportation, storage and sale of combustible mixtures known as "Sinclair P.D. Insecticide, Sinclair Stock Spray and Sinclair Industrial Spray, in one-gallon glass bottles (Capacity of bottles not in conformity with Administrative Code Specifications).

APPEARANCES—

For Applicant: C. D. Wood and Frank L. Clampitt.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (130-43-A)

WHEREAS, Sinclair Refining Co., owner, filed March 25, 1943, an appeal from a decision of the fire commissioner, relating to the packaging of combustible mixtures in glass containers of one gallon capacity; and

WHEREAS, the decision of the fire commissioner, Folder 22-280, dated March 13, 1943, reads:

"In response to your communication of March 11th, 1943, in which you request permission to package, transport, store and sell the combustible mixtures known as

'Sinclair P.D. Insecticide'

'Sinclair Stock Spray'

'Sinclair Industrial Spray'

in one gallon amber colored glass jugs with air-tight metal caps packed in double sided corrugated cardboard containers, please be advised that said request is hereby denied for the reason that Section C19-62.0, Article 10 of the Administrative Code of the City of New York prohibits the use of glass containers having a capacity in excess of thirty-two (32) ounces."

and

WHEREAS, the applicant states that it is proposed to package Sinclair P.D. Insecticide, Certificate of Approval 881, Sinclair Stock Spray, Certificate of Approval 929 and Sinclair Industrial Spray, Certificate of Approval 1022, in one gallon amber-colored glass bottles or jugs manufactured by the Owens Illinois Glass Co.; that this bottle or jug is fitted with an air-tight metal cap with a composition lining; and

WHEREAS, the applicant contends that since the issuance of War Production Board Conservation Order M-81, it has been compelled to market the products in question in glass bottles; that each bottle or jug is packed in a strong carton of double-corrugated cardboard; that there appears on the top of each of such containers "HANDLE WITH CARE," "GLASS," "THIS SIDE UP"; that each bottle or jug has gross capacity of 3968.8 milliliters and when filled, contains one gallon of Insecticide, allowing for head space of 183.4 milliliters; that unless this appeal is granted, the applicant will be precluded from marketing the products in question in quantities of one gallon in New York City, with the resulting loss in business; that no greater fire hazard is involved in using the one gallon jugs than there is in using the bottle containing the 32 ounces.

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Resolved, that the decision of the fire commissioner dated March 13, 1943 be and it hereby is *modified* and that the appeal be and it hereby is *granted* for a term of six (6) months, subject to reconsideration at the termination thereof after an application has been filed by the manufacturer for the general approval of glass containers for the use of inflammable and combustible mixtures, *on condition* that the bottles of approximately one gallon in size shall be used as proposed, with cartons, for the packaging of combustible mixtures as approved by the Fire Department under Certificates of Approval 881, 929 and 1022, record of which is filed in Fire Department Folder 22-280; that the label on each bottle shall be in accordance with the requirements of the Administrative Code therefor and subject to the approval of the fire commissioner; that in all other respects, the containers shall comply with the requirements of the Administrative Code therefor.

133-43-A

APPLICANT—George D. Scott, for Liquidometer Corporation, owner.

SUBJECT—Variation of the labor law as cited in a decision of the fire commissioner.

PREMISES AFFECTED—41-03 to 41-09 36th street, north side, 25 ft. east of Skillman avenue (Block 217, Lots 15-17), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: George D. Scott.

For Administration: Thomas D. Larkin, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (133-43-A)

WHEREAS, George D. Scott, for Liquidometer Corporation, owner, filed on March 24, 1943, an application for variation of the Labor Law as cited in a decision of the fire commissioner, affecting premises 41-03 to 41-09 36th street, north side, 25 ft. east of Skillman avenue (Block 217, Lots 15-17), Long Island City, Borough of Queens; and

WHEREAS, the decision of the fire commissioner, dated March 4, 1943, reads:

"In response to your letter of February 22nd you will please be advised that your application to smoke in the offices of your plant situated at 41-03 36th street, Long Island City, New York, must be denied for the reason that smoking in this class of occupancy is prohibited by the provisions of the State Labor Law and the Rules of the Board of Standards and Appeals."

and

WHEREAS, the applicant states that the building is three stories (40 ft.) in height; 90 ft. by 100 ft. in area; of Class 1 construction; erected 1942, located in an unrestricted use district and used and occupied as follows: cellar, storage; first floor, manufacturing war materials; second floor, office and engineering department; third floor, manufacturing war materials; that the building is equipped with an approved three source sprinkler system, two interior 3 ft. 8 in. fireproof stairs extending from street to roof; and

WHEREAS, the applicant contends that the employees are under great mental strain due to war conditions and will be able to perform their duties better when permitted to secure relaxation afforded by smoking; that it is proposed to permit smoking on the second floor of the building which is used exclusively for office and engineering personnel; that it will eliminate waste of time of employees going off into remote corners of the building to smoke if the smoking is permitted as requested; and

WHEREAS, the applicant has filed a copy of the recommendation of the U. S. Army Air Force recommending granting of this application.

Resolved, that the Board of Standards and Appeals do hereby *make a variation* in the requirements of the law and the rules of the Board as cited in a decision of the fire commissioner dated March 4, 1943, and that the application be and it hereby is *granted on condition* that smoking shall be restricted to the space on the second floor as proposed; that this variance shall continue only during the term of the present emergency; that the sprinkler system shall be maintained to the satisfaction of the fire commissioner; that the building and occupancy shall in all other respects comply with all laws, rules and regulations applicable thereto, other than as modified by the Board under Calendars 568-25 and 639-42-S.

151-43-A

APPLICANT—De Pace and Juster, Inc., for Anna Fregg owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—452 West 23rd street, south side, 201 ft. 7 in. east of Tenth avenue (Block 73, Lot 73), Borough of Manhattan.

APPEARANCES—

For Applicant: A. J. De Pace, Daniel Neilinger, Carrol G. Musica.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application denied.

THE VOTE TO GRANT—

Affirmative

Negative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn..

THE RESOLUTION (151-43-A)

WHEREAS, De Pace and Juster, Inc., for Anna Fregg owner, filed April 1, 1943, an appeal from a decision of the borough superintendent; premises 452 West 23rd street, south side, 201 ft. 7 in. east of Tenth avenue (Block 73, Lot 73), Borough of Manhattan; and

WHEREAS, the decision of the borough superintendent dated March 30, 1943, on Alt. Applic. 205-43, reads:

"3. As building is changed in use to a public building in the lower three stories, building is required to be fireproof throughout. Sec. 4.2.1. B.C. Sec. 2.1.3.5. Reconsideration denied.

4. As building is changed to school purposes, egress doors are required adequate for an occupancy based on 1 person for every 15 square feet of floor area. Two required means of egress (fireproof enclosed stairways) are required as per sec. 6.4.1.8.1 B.C. Sec. 6.1.2.2.3. Reconsideration denied.

5. Width of stairs required to be 3'-8" wide minimum (6.4.1.11 B.C.) with handrails on both sides of stairs (6.4.1.12 B.C.). Also provide a low rail in addition to regular rail for use of small children. Reconsideration denied.

6. Doors opening into corridor on basement or first floor obstruct egress. Doors opening into stairway reduce the required widths of stair landings 6.2.2. Hallway on basement or street floor should be at least 4'-2" wide, based on 6.1.2.3 B.C. as to number of occupants. 6.3.2 B.C. Reconsideration denied.

7. Provide lawful egress to street from terminus of rear stairway. 6.3.3. B.C. Reconsideration denied.

10. Ventilation of classrooms, dining, etc., required to comply with 5.1.9.5.1.9.1 B.C. Mark indexes of ventilation. Plans filed do not conform. Reconsideration denied.

14. Skylights required to be of metal, also provide screens over and under. 10.12.7.1, 10. 12.7.3 B.C. Reconsideration denied."

and

WHEREAS, the applicant states that the building is

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ies and basement (58 ft.) in height, 24 ft. by 66 ft. 6 in. area at 1st floor; 24 ft. by 53 ft. 6 in. in area at typical floor; Class 3 construction, equipped with a sprinkler system; erected prior to 1871; located in residence use, B area district; occupied: cellar, boiler-room and storage, 1 person; dining room, restaurant, 50 persons; 1st to 4th floors, rooming house, and proposed to be occupied; Cellar, same; basement, living room, recreation, 40 persons; 1st floor, classrooms, 20 persons; 2nd floor, classrooms, 20 persons; 3rd and 4th floors, dwelling, one family each floor; and

WHEREAS, the applicant contends as to Objection 3, that building being of mixed occupancy, the objection is not well-founded and there is no restriction on the use classification as noted in the Admin. Code of the laws of N. Y. § 27, subarticle 2C26-254.0, use classification 2, which does not require the building in question to be made fireproof; that the basement, first and second floors only are to be used as a Nursery and School and the two upper floors as living quarters; that the 2nd floor beams are of spruce in very good condition, varying from 3 in. to 4 in. in thickness by 10 in. in height and the stair landings are substantially framed; that this building is vitally necessary in this locality, as the mothers of these children are engaged in essential war work; that permission has been obtained from the War Production Board for this alteration, but it would be impossible to alter this building if additional essential materials should be required; as to Objection 4, that building code permits one person to every 15 sq. ft. and having only 20 children on each of the two school floors, space occupied by each will be closer to 30 sq. ft.; that existing wood stairway is protected by a sprinkler system; that a new fireproof enclosed stairway will be erected with an exit to rear yard; as to Objection 5, the present stair is 3 ft. wide and the new fireproof stair is to be 3 ft. 6 in. wide and have hand rails on both sides, also a low rail in addition to the regular rails for use of small children; that these stairways will be used exclusively by children and two can walk abreast easily; as to Objection 6, the stairs opening into basement corridor have been shown to be on line with travel since this objection was made; the door leading to 2nd floor stair tower swings on a hinge and does not obstruct the stairway proper; however, the Board should still consider this an obstruction, the location of door could be shifted so that it would open against the wall of the stair landing; that this not being fireproof building, the hallway on basement floor, which is 6 ft. wide should be of ample width as there are several means of exit; that in the dining space, there is an exit directly to street and permission has been granted by the owner of the adjoining building to use his yard in case of fire; as to Objection 7, the egress from fire stairway and existing stairway to street has been made fire-resisting, using terra cotta walls and metal lath and cement plaster ceilings; that this should be ample protection for a non-fireproof building; as to Objection 10, it is proposed to retain the present radiation, but in order to heat the air of the intakes, it will be necessary to install larger heating units and additional radiators; that the War Production Board allowed barely enough piping for the plumbing additions and replacements required by the sanitary law; that in addition, there will be required considerable metal ducts and registers for this intake, these being vital war materials and practically unobtainable; that the rooms in question have cross ventilation and adding the required mechanical exhausts with the installation of louvers in the lower window panes, it is assumed will give ample ventilation for the spaces in question; as to Objection 14, fireproof wood skylights will be installed, as metal for same has been denied by the War Production Board and that clear glass will be used with a protecting wire mesh screen at top and bottom of said skylights; and

WHEREAS, the building was inspected by a committee of the Board whose verbal report recommended denial.

Resolved, that the decision of the borough superintendent on Alt. Applic. 205-43, be and it hereby is *affirmed* and that the appeal be and it hereby is *denied*.

152-43-A

APPLICANT—The Firestone Tire and Rubber Company, owner.

SUBJECT—Appeal from decision of the borough superintendent.

PREMISES AFFECTED—1730-1750 Bedford avenue, 133-147 Empire boulevard, northwest corner, and 94-110 Sullivan place (Block 1306, Lot 49), Borough of Brooklyn.

APPEARANCES—

For Applicant: C. B. Bergstrom.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (152-43-A)

WHEREAS, Firestone Tire and Rubber Company, owner, filed April 1, 1943, an appeal from a decision of the borough superintendent, affecting premises 1730-1750 Bedford avenue, 133-147 Empire boulevard, northwest corner, and 74-110 Sullivan place (Block 1306, Lot 49), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent dated March 30, 1943 on Alt. Applic. 434-43, reads:

"1. Boiler room to be completely separated by an unpierced wall, as per Ch. 19-72.0 Admin. Code." and

WHEREAS, the applicant has also filed a copy of the decision of the borough superintendent dated March 30, 1943 on Alt. Applic. 434-43, reading as follows:

"2. Provide exit from boiler to a manhole through the sidewalk at A. Manhole within bldg. not acceptable Sec. 6.1.2.5.

3. As ceiling over boiler room is required to be 1 hr. construction, Sec. 11.1.4.1, openings B. to be protected by approved 1 hour F.P.S.C. devices." and

WHEREAS, the applicant states that the building is one story and mezzanine (20 ft.) in height, 200 ft. by 140 ft. in area, of Class 3 construction, equipped with a sprinkler system, erected 1937, located in a business use district and occupied: cellar, boiler room; first floor, garage, stores, tire service and storage, gasoline service station, brake testing, brake lining, ignition service and auto laundry, 7 persons. It is proposed to be occupied, in addition thereto, for the repairing and capping of tires with an occupancy of 25 persons; and

WHEREAS, the applicant contends it is proposed to install four vertical type boilers in the existing boiler room; that the clearance will not be sufficient above the boiler to make inspections and permit retubing; that for this reason, it is proposed to install steel manhole rings and covers over each boiler; that the borough superintendent requires that such manholes be protected by approved one hour fireproof self-closing devices, as stated in construction objection 3; that it is proposed to comply with this objection and install opening protective assemblies, as indicated on drawing dated April 16, 1943 filed with this appeal.

Resolved, that the decision of the borough superintendent on Alt. Applic. 434-43, Objections 1 and 3, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the boiler room shall be separated from the balance of the building with fireproof construction in accordance with the legal requirements therefor (C19-72.0); that the openings in the floor for removing the boiler tubes as proposed, shall be protected substantially as indicated on plans marked "Received April 16, 1943", with a heavy cast iron cover in a cast iron or steel frame at the floor level and at the ceiling level with a metal clad wood core door similar to door construction approved for three hours in a similar frame; that such door shall normally remain in place across the opening instead of being automatically self-closing

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as shown, such door and cast iron cover to be removed only when repairs to the boiler are required; as to Objection 2, that a second means of exit from the boiler room shall be provided to the satisfaction of the borough superintendent; that the sprinkler system shall be maintained to the satisfaction of the fire commissioner; that such additional portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto other than as modified by the Board under Cal. 935-19-BZ.

160-43-A

APPLICANT—Publicker Commercial Alcohol Co., owner.

SUBJECT—Appeal from a decision of the fire commissioner re packaging of inflammable mixture known as "Thermo Royal" (Anti-Freeze) in One-Gallon Glass Jugs (capacity of jugs not in conformity with Administrative Code specifications).

APPEARANCES—

For Applicant: H. W. Adams.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (160-43-A)

WHEREAS, Publicker Commercial Alcohol Company, owner, filed April 5, 1943, an appeal from a decision of the fire commissioner relating to the packaging of Thermo Royal Anti-Freeze in glass jugs; and

WHEREAS, the decision of the fire commissioner dated March 31, 1943 (Folder No. 22-379), reads:

"To advise that the proposal as outlined in your communication of March 25, 1943, to package Thermo Royal in glass jugs, must be denied, as being contrary to Chapter C19 of the Administrative Code."

and

WHEREAS, the applicant contends that Thermo Royal Anti-freeze has received Certificate of Approval No. 966 issued by the fire commissioner and it is proposed to package this mixture in one-gallon glass jugs with metal screw tops packed in ICC 12-B 275 lb. test double wall cartons; that the jugs will be manufactured by the Armstrong Cork Company of a type as indicated on drawing B874-H, filed with this appeal; and

WHEREAS, the applicant contends that Thermo Royal Anti-Freeze has been packaged in quart and gallon round cans under approval issued by the Board of Standards and Appeals under Cal. 408-37-A; that the War Production Board has imposed drastic limitation on the use of metal containers and as a consequence the owner is obliged to package Thermo Royal Anti-Freeze in one-gallon glass jugs; that in order that the anti-freeze requirements of the inhabitants of the City of New York be met, it is requested the Board grant permission to package Thermo Royal Anti-Freeze in one-gallon glass jugs as herein proposed.

Resolved, that the decision of the fire commissioner dated March 31, 1943 be and it hereby is *modified* and that the appeal be and it hereby is *granted* for a term of six (6) months subject to reconsideration at the termination thereof, after an application has been filed by the manufacturer for the general approval of glass containers for the use of inflammable and combustible mixtures *on condition* that the bottles of approximately one-gallon capacity shall be used as proposed with cartons for the packaging of inflammable mixtures approved by the Fire Department under Certificate of Approval 966 filed in Folder 22-379; that in all other respects, the containers shall comply with the requirements of the Administrative Code therefor; that the label on each bottle shall be in accordance with the requirements of the Administrative Code therefor and subject to the approval of the fire commissioner.

165-43-A

APPLICANT—Nick De Martini, for Louisa De Martini owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—150-01 Union turnpike, north east corner of 150th street (Block 6712, Lots 16 and 17), Flushing, Borough of Queens.

APPEARANCES—

For Applicant: Nick De Martini and Albert A. D. Pont.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn...
Negative

THE RESOLUTION (165-43-A)

WHEREAS, Nick De Martini for Louisa De Martini, owner, filed on April 7, 1943 an appeal from a decision of the borough superintendent, affecting premises 150-01 Union turnpike, northeast corner 150th street (Block 6712, Lots 16 and 17), Flushing, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated April 5, 1943 on N. B. Applic. 52-43, reads:

"1. The erection of a frame building within the fire limits is contrary to Section 4.1.2—Building Code."

and

WHEREAS, the applicant states that the proposed building will be one story (7 ft.) in height, 30 ft. by 90 ft. in area of Class 4 construction, located in a business use district and used to house 500 chickens; and

WHEREAS, the applicant contends that due to the borough superintendent's classification of the proposed building as its use as a business building, he has required that the building be erected to conform to the provisions of the Building Code relating to business buildings; that evidently, the purpose behind the requirements in the Building Code for business buildings is to afford protection to people who may occupy the building or have occasion to do business there; to act as a fire preventative, to act as fire walls or buffers for other business buildings and that business buildings are generally erected adjacent to each other and in congested areas; that none of these considerations apply to this case for the following reasons: that a temporary permit for the maintenance of a temporary building only is sought; that to require the erection of the proposed building of masonry and fire-resistive materials would not accomplish the purpose of the statute; that the building is not to be occupied by humans nor are humans to transact business therein; that toilet facilities and sewerage disposal facilities are not necessary, because of the nature of the use of the building; that to require the use of masonry in the erection of chicken sheds, would work a hardship on the applicant, as it would boost the cost of erection to a point where it would be financially unsound and unwarranted, that there is a scarcity of many of the fire-resistive materials necessary to conform to the Code; that the proposed building is not in a congested area, but is located in a very sparsely settled section; that north of the location of the proposed building, there are no structures for a distance of almost a mile; that to the west the nearest structure is a two family house owned by the applicant, which house is of brick construction with a shingle roof and it is located more than 90 ft. away from the proposed building; that to the south, the nearest structure is one-half mile away; that to the east, the nearest building is 40 ft. away and it is a one family frame dwelling covered by composition shingles; that the proposed building could not possibly act as a fire hazard for the surrounding neighborhood and it is therefore contended that the classification of the proposed building as a frame business building is contrary to the Building Code; that the building can best

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ified as a "farm building"; that the construction of the osed building is motivated solely by the owner's desire at the land to the best use at the present time; that its at the present time is to enhance the food production; the public press has emphasized the need for increased production.

Resolved, that the decision of the borough superintendent, N. B. Applic. 52-43, Objection 1, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the proposed building for housing chickens be constructed of the size and general design and construction as indicated on plans filed with the borough superintendent marked "Received April 5, 1943," *on condition* such buildings shall be located parallel to the line of osed 150th street as indicated on the affidavit form attached to Application 52, and located not nearer than 10 ft. nion turnpike; that such building shall be located entirely in the business zone and no chicken runs shall be constructed and no chickens shall be permitted to run loose on portion of the premises but shall be maintained at all times within the proposed building; that this variance is granted for a term of three (3) years from the date of this decision and that in all other respects the building shall comply with all laws, rules and regulations applicable thereto, permit shall be obtained and work completed within six months from the adoption of this resolution.

38-A

APPLICANT—George H. Suess, for Loreto Rubino, owner.
SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—2065 West Seventh street, east side, 180 ft. north of Avenue U (Block 7099, Lot 54), Borough of Brooklyn.

APPEARANCES—

For Applicant: George H. Suess.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (979-38-A)

WHEREAS, this appeal from a decision of the borough superintendent, affecting premises 2065 West Seventh street, east side, 180 ft. north of Avenue U (Block 7099, Lot 54), Borough of Brooklyn, was granted by the Board on November 15, 1938, the resolution reading as follows:

"Resolved, that the decision of the borough superintendent, acting on Alt. App. 14821-38, be and it hereby is *modified*, and that the appeal be and it hereby is *granted on condition* that the building shall at no time be permitted to be occupied by more than two (2) families, one occupying the first floor and the other the 2nd floor and attic; that there shall be filed with the borough superintendent an agreement by the owner, that at no time will the building be occupied by more than two (2) families; that the second means of exit shall be installed from attic story, consisting of a stair or ladder not less than 18 in. in width and extending from attic story to 2nd story and thence to court by drop ladder; that the plot on which the building is erected shall not be reduced and the building shall not be increased in height or area."

WHEREAS, the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby *amend* its resolution adopted November 15, 1938, by adding thereto:

"that in the event the owner decides not to avail himself of the terms of this resolution and desires to maintain the occupancy of the building for two (2) families without using the attic for living quarters, such use may be maintained, provided the attic is not used for living purposes and the stairs to the attic are removed and a scuttle not less than 2 ft. by 3 ft. in area installed for access thereto by means of a stationary iron ladder, as proposed."

APPLIANCES AND MATERIALS SUBMITTED FOR APPROVAL

486-39-SM

APPLICANT—United States Gypsum Company, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution to include approval of additional product—Predecorated Sheetrock (previously approved re Sheetrock and Samson Wallboard).

APPEARANCES—

For Applicant: R. R. Hedges.

ACTION OF BOARD—Application reopened and referred to the Committee on Tests.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

238-39-SM

APPLICANT—The Bostwick Steel Lath Company, owner.

SUBJECT—Bostwick Metal Lath, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

239-39-SM

APPLICANT—Berger Manufacturing Division Republic Steel Corp., owner.

SUBJECT—Berloy Metal Lath, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

240-39-SM

APPLICANT—The Goldsmith Metal Lath Company, owner.

SUBJECT—The Goldsmith Metal Lath Company Metal Lath, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

341-39-SM

APPLICANT—Consolidated Expanded Metals Companies, owners.

SUBJECT—Steelcrete Metal Lath (Paper Backed), approval of.

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APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

1042-39-SM

APPLICANT—Berger Manufacturing Division of Republic Steel Corporation, owner.

SUBJECT—Berloy Triplex Metal Lath and Berloy Ribplex Metal Lath, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

1425-39-SM

APPLICANT—S.O.S. Products Company, owners.

SUBJECT—S.O.S. Soot Destroyer (Chemical Compound used for the removal of soot from Oil Burning Boilers), approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (1425-39-SM)

WHEREAS, the S.O.S. Products Company, owner, filed on November 20, 1939, an application with the Board of Standards and Appeals, for approval of the material known as S.O.S. Soot Destroyer (Chemical Compound used for the removal of soot from Oil Burning Boilers); and

WHEREAS, the applicant failed to arrange for a test of this material to be witnessed by the Committee on Tests of this Board, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

788-41-SM

APPLICANT—Pipe Lining Company, for H. J. and C. Strakosch, owners.

SUBJECT—Pipe Lining Company Cement Lined Steel Wrought Iron Pipe, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn..

Negative 0

THE RESOLUTION (788-41-SM)

WHEREAS, the Pipe Lining Company, for H. J. and C. Strakosch, owners, filed on September 16, 1941, an application with the Board of Standards and Appeals, for approval of the material known as Pipe Lining Company Cement Lined Steel or Wrought Iron Pipe; and

WHEREAS, the applicant failed to arrange for a test of this material to be witnessed by the Committee on Tests of this Board, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

369-41-SM

APPLICANT—W. R. O'Connor, for Peter Cooper Corporation, owners.

SUBJECT—Peter Cooper Standard No. 1 Extra Special Hide Glue and Peter Cooper Standard 1 3/8 F. Glue (Animal), approval of.

(Resolution will be printed in Bulletin of May 11, 1942, Vol. 28, No. 19.)

860-42-SA

APPLICANT—The Hospital Supply Company, owner.

SUBJECT—Climax Water Sterilizer, approval of.

(Resolution will be printed in Bulletin of May 11, 1942, Vol. 28, No. 19.)

Recessed at 5:30 P. M. to Thursday, April 29, 1942, 10 A. M.

Adjourned, 1.30 P.M. Minutes of appeals acted on at recessed meeting will appear in the Bulletin of May 11, 1942, Vol. 28, No. 19.

JOSEPH J. DOYLE, Chief Clerk

NOTICE

WARNING

Notice is hereby given to all appellants and applicants, and to all lawyers, architects and engineers representing owners or lessees in proceedings before the Board—

First, That if they do not appear in person or by representative at the hearing of their case, dismissal for lack of prosecution is likely to result.

Second, That due and ample notice of the date set for hearing is provided in the publication in this BULLETIN of the calendars of the Board, each case being set down by Calendar Number and the premises under the date of the hearing.

Third, That no plea of ignorance of the date of the hearing can be entertained in view of this publication and of the posting of the calendars on the bulletin board in the

offices of the Board and of the further publication of calendars in the daily press.

Fourth, That no one is entitled to written notice of date for the hearing in his case, and that the plea of failure to receive such notice is no excuse for neglect to appear.

Fifth, That the business of the Board is to dispose of cases promptly; therefore, no appeal or application shall be held in abeyance by reason of failure of the appellant or applicant to file necessary data, or by any other means of delay.

Sixth, That no appeal or application will be accepted for filing unless, at the time of filing, all papers, plans and documents required by law are supplied, as specified on the back of appeal or application forms.

BULLETIN

OF THE

BOARD OF STANDARDS AND APPEALS

CITY OF NEW YORK

Issued under authority of Chapter 27, Section 665 of the Charter of the City of New York.

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No. 19

DIRECTORY

BOARD OF STANDARDS AND APPEALS

HARRIS H. MURDOCK, Chairman

BERNARD A. SAVAGE

CHARLES M. BLUM

CHIEF JOHN E. GUNN

JOSEPH J. DOYLE, *Chief Clerk*

Office—Municipal Building, Rooms 1000 to 1018.

Telephone—WOrth 2-5600.

Office Hours for Public—9 a. m. to 4 p. m.

Saturdays 9 a. m. to 12 noon.

Address all communications to the Chairman

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Annual Report for 1942.

COURT DECISION.

Matter of Peo. Ex Rel Mitzner vs. Glickman and Thirteen Others:—

At Municipal Term Court, Borough of Manhattan—Defendants herein were charged with violating Section 145 of the Multiple Dwelling Law, and Section C26-643a-9.0 of the Administrative Code, in that said defendants did fail to comply with an order of the Commissioner of Housing and Buildings duly served upon them and requiring them to remove obstructing stationary iron bars and hinged hung locked gates outside of windows on the first story apartments of their respective premises. All of the respective premises were non-fireproof two-story multiple dwellings. Access to the cellar in all of the respective premises existed from the first floor public hall via an interior stairway. Further access to the street from the cellar existed via a double trap cellar door on a horizontal plane, through an opening in the hall cellar wall leading to a yard, which yard leads to a court thence to a street. The sills of all of the windows complained of were 5½ ft. above the sidewalk level, and all of the bars and gates complained of were erected subsequent to the issuance of the certificates of occupancy, and were not shown on the filed and approved building plans. All of the premises were equipped with one interior stairway, which with the public halls were not fire retarded.

After stipulation the facts as set forth above and the submission of memoranda in behalf of the respective parties, the Hon. Charles Ramsgate on the 19th day of March 1943 found the defendants guilty, and suspended the execution of sentence upon them. Subsequently the bars were removed.

NOTICE TO APPELLANTS AND APPLICANTS

No appeal or application will be entertained in connection with which court proceedings are pending or in progress, unless exception is granted by the chairman, nor accepted which is not filed within thirty days from the date of the action of the Administrative Official.

Any communication purporting to be an appeal or application shall be regarded as a mere notice of intention to seek relief until it is filed on the form required by the rules of this board.

Upon receipt of any such communication the writer will be supplied with the official forms for presenting his appeal or application.

At the time of filing an appeal or application, the appellant or applicant shall forward a signed notice of appeal addressed to the administrative official (either commissioner of buildings or fire commissioner) and file with this board a duplicate of said notice.

Appellants and applicants are advised that their plans must indicate the points of the compass so as to establish the true location and position of the property, the subject of the appeal or application.

Appeals and applications will be simplified and disposition of same expedited by conforming to these directions.

HARRIS H. MURDOCK, *Chairman*.

CALENDAR

DOCKET

New Cases Filed up to May 4, 1943.

Cal. No. Dept. Premises Affected

191-43-A—H.B.M., F.D. and D.B.M.—15 West 77th street, Central Park West at West 79th street (Block 1130, Lot 1), (Manhattan square), Borough of Manhattan, Decisions.

192-43-A—H.B.B.—166-170 Sanford street (168-170 displayed), west side, 75 ft. north of Willoughby avenue (Block 1752, part of Lot 1), Borough of Brooklyn, B.N.60-43.

193-43-S—H.B.M.—45-51 West 25th street, north side, 125 ft. east of Sixth avenue (2nd, 3rd, 6th and 7th floors); (Block 827, Lot 8), Borough of Manhattan, Decision.

194-43-S—H.B.M.—151-163 West 26th street, north side, 100 ft. east of Seventh avenue (5th, 6th and 7th floors); (Block 802, Lot 8), Borough of Manhattan, Decision.

195-43-A—F.D.—97-101 Jewett avenue, east side, 300 ft. north of Castleton avenue (Block 835, Lot 25), Port Richmond, Borough of Richmond, Decision.

196-43-A—F.D.—257-261 West 38th street, north side, 200 ft. east of Eighth avenue (16th floor); (Block 788, Lot 16), Borough of Manhattan, 32966-L.C. and Decision.

197-43-A—F.D.—1185-1223 Flushing avenue, southwest corner Harrison place (Block 3007, Lot 3), Borough of Brooklyn, 92426-L.C. and Decision.

198-43-A—F.D.—703 Bedford avenue, east side, from Wallabout to Lynch streets (front building); (Block 2235, Lot 1), Borough of Brooklyn, 94417-L.C.

199-43-S—H.B.B.—1816-1824 86th street and 2-12 Bay 19th street, southwest corner (Block 6369, Lot 50), Borough of Brooklyn, Alt. 719-43.

200-43-A—F.D.—re Packaging of inflammable mixture known as "Mobo Anti-Freeze" in one-gallon glass jugs (capacity of glass jugs not in conformity with Administrative Code specifications), Decision.

201-43-A—H.B.Q.—26-01 154th street, southeast corner of 26th avenue (Block 4849, Lot 1), College Point, Borough of Queens, Alt. 187-43.

202-43-S—F.D.—47-02 31st place, west side, between 47th and 48th avenues (Block 281, Lot 1), Long Island City, Borough of Queens, 10285-L.F. and Decision.

203-43-A—F.D.—East side of 81st street, north of Ditmars boulevard (Seaplane Hangar 2); (Block 926, Lot None), La Guardia Field, Jackson Heights, Borough of Queens, Decision.

204-43-A—H.B.Q.—8-11 44th avenue, northwest corner of 9th street Block 486, Lot 1), Long Island City, Borough of Queens, Alt. 545-43.

205-43-A—H.B.B.—1187-1191 Atlantic avenue (1193-1191 displayed), north side, 410 ft. 1 in. west of Nostrand avenue (Block 1866, Lot 9), Borough of Brooklyn, Alt. 801-43.

206-43-S—H.B.M.—1237-1239 Broadway, west side, 6 ft. 8 in. north of West 30th street and 858-860 Sixth avenue (15th floor); (Block 832, Lot 16), Borough of Manhattan, Decision.

207-43-A—F.D.—61 Liberty avenue, northeast corner of Watkins street (5th floor); (Block 3491, Lot 1), Borough of Brooklyn, Decision re 93168-L.C.

208-43-A—H.B.Q.—147-48 230th street, west side, 18 ft. north of 148th avenue (Block 4970, Lots 21 and 23), Springfield, Borough of Queens, N.B. 5105-40.

209-43-A—H.B.Q.—170-02 Hillside avenue, southeast corner of 170th street (Block 9826, Lot 50), Jamaica, Borough of Queens, Alt. 440-43.

210-43-A—H.B.Q.—39-01 Queens boulevard and 43-2 39th street, northeast corner (Block 191, Lot 5), Long Island City, Borough of Queens, M-618-43.

211-43-A—F.D.—339 Canal place, west side, 200 ft. south of East 141st street (1st floor); (Block 2340, Lot 133), Borough of The Bronx, 33328-L.C. and Decisions.

212-43-A—H.B.Bx.—457-463 East 147th street, north side, 90 ft. west of Brook avenue (Block 2292, Lot 50), Borough of The Bronx, B.N. 97-43.

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688-42-A—H.B.M.—311-315 West 34th street, north side, 200 ft. west of Eighth avenue (Block 758, Lot 28), Borough of Manhattan, Decision re Viol. 5370-40.

635-41-A—H.B.B.—398-408 Riverdale avenue, southwest corner of Junius street (Block 3831, Lot 25), Borough of Brooklyn, B.N. 339-43.

723-42-A—H.B.M.—330 East 51st street, south side, 1 ft. 9 in. west of First avenue (Block 1343, Lot 40), Borough of Manhattan, Amendment to P. and D. Application 440-40.

337-42-S—F.D. and H.B.Q.—34-01 to 34-19 38th avenue, north side, from 34th to 35th streets, entire block (Block 376, Lot 1), Long Island City, Borough of Queens, 8367-L.F. and Decisions and M-1902-42.

52-36-BZ—H.B.M.—220 East 97th street, south side, 285 ft. east of Third avenue (Block 1646, Lot 36), Borough of Manhattan, Alt. 268-43.

836-42-BZ—H.B.M.—108-112 West 41st street, south side, 125 ft. west of Sixth avenue (Block 993, Lot 38), Borough of Manhattan, Decision re Certificate of Occupancy.

CALENDAR

ABBREVIATIONS: H.B.—Department of Housing and Buildings; H.B.M.—Department of Housing and Buildings, Brooklyn; H.B.Q.—Department of Housing and Buildings, Manhattan; H.B.R.—Department of Housing and Buildings, Queens; H.B.Bx.—Department of Housing and Buildings, Bronx; H.D.—Health Department, and Fire Department.

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MAY 11, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Monday morning May 11, 1943, at 10 o'clock in Room 1013, Municipal Building Manhattan, on the following matters:*

Zoning Applications.

856-42-BZ—Application, February 16, 1940, under section 7f of the zoning resolution, of Henry C. Brucker, applicant, half of Viegun Realty Corporation, owner (David Brucker, lessee), to permit partly in a business use and partly in a residence use district, for a term of two years, parking and storage of more than five motor vehicles;

premises 71-43 Cypress Hills street, east side, 80 ft. north of Myrtle avenue (Block 3675, part of Lot 17), Ridgewood, Borough of Queens.

856-42-BZ—Application, December 8, 1942, under section 7f of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Luigi Fatato, owner, to permit in a business use district, for a term of ten years, the conversion of occupancy of part of an existing building for the storage of more than five motor vehicles (trucks to be used in conjunction with the business (beer delivery) conducted on the premises); premises 308-318 Second street, south side, 105 ft. 6 in. east of Fourth avenue (Block 974, Lots 12, 15 and 17), Borough of Brooklyn.

552-42-BZ—Application, July 9, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of City Bank Farmers Trust Company (trustee), owner, to permit in a business use district, the parking and storage of more than five motor vehicles; to be operated in conjunction with a gasoline service station located upon an adjoining plot; premises 126-150 Kings highway, southwest corner of West 13th street (Block 6618, Lots 34 and 52), Borough of Brooklyn.

389-42-BZ—Application, May 12, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Dominick Carl Carena, owner, to permit in a business use district, the alteration and extension of an existing gasoline service station; premises 8216-8220 Astoria boulevard and 2408-2412 83rd street, southwest corner (Block 1094, Lot 6), Jackson Heights, Borough of Queens.

243-42-BZ—Application, March 25, 1942, under section 21 of the zoning resolution, of La Bella Service Station, Inc., applicant and owner, to permit in an unrestricted use district, the erection and maintenance of a gasoline service station having exits and entrances within 200 ft. of entrances or exits to a school; premises 291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

Appeal from Administrative Decision.

881-40-A—291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

MAY 11, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday afternoon, May 11, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

Appeals from Administrative Decisions.

114-43-A—109-131 West 50th street, north side, 235 ft. 6 in. west of Sixth avenue and 110-130 West 51st street (Block 1003, Lot 40), Borough of Manhattan.

13-43-A—4517 Surf avenue, east side, 100 ft. north of Neptune avenue (Block 7824, Lot 138), Borough of Brooklyn.

649-42-S—698-704 Myrtle avenue and 144-156 Spencer street, southwest corner (Block 1750, Lots 24 and 30), Borough of Brooklyn.

126-43-S—213-221 Duffield street, east side, 100 ft. south of Willoughby street and 110-114 Willoughby street (Block 2077, Lot 18), Borough of Brooklyn.

115-43-S—21-10 49th avenue, southeast corner of 21st street (1st floor); (Block 71, Lot 1), Long Island City, Borough of Queens.

CALENDAR

908-42-A—37-09 Broadway, north side, 75 ft. west of 38th street (Block 657, Lot 4), Long Island City, Borough of Queens.

909-42-S—37-09 Broadway, north side, 75 ft. west of 38th street (Block 657, Lot 4), Long Island City, Borough of Queens.

147-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Boiler House Building); (Block 2600, Lot 200), Maspeth, Borough of Queens.

149-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Lunch Room); (Block 2600, Lot 200), Maspeth, Borough of Queens.

900-42-A—384 Water street, north side, 49 ft. 10 in. north of Oliver street (Block 251, Lot 52), Borough of Manhattan.

139-43-A—126-144 Stewart avenue and 528-546 Meserole street, southeast corner (Block 2977, Lot 1), Borough of Brooklyn.

817-42-A—441 West 37th street, north side, 250 ft. east of Tenth avenue (Block 735, Lot 12), Borough of Manhattan.

167-43-A—24 Montrose avenue, south side, 250 ft. east of Union avenue (Block 3058, Lot 16), Borough of Brooklyn.

163-43-A—94-24 88th street, west side, 150 ft. north of 95th avenue (Block 9023, Lot 14), Ozone Park, Borough of Queens.

205-43-A—1187-1191 (1193-1195 displayed) Atlantic avenue, north side, 410 ft. 1 in. west of Nostrand avenue (Block 1866, Lot 9), Borough of Brooklyn.

866-42-A—Re packaging of inflammable mixture, known as "Gulflex Rubberlube," in one-gallon glass jugs (capacity of glass jugs not in conformity with Administrative Code Specifications).

67-43-A—127-131 Conover street, east side, 25 ft. north of King street (Block 545, Lot 1), Borough of Brooklyn.

180-43-A—468-470 Fulton street, south side, 20 ft. west of Elm place (Block 157, Lot 18), Borough of Brooklyn.

200-43-A—Re packaging of inflammable mixture, known as "Mobo Anti-Freeze," in one-gallon glass jugs (capacity of glass jugs not in conformity with Administrative Code Specifications).

189-43-A—91-93 Thompson street, west side, 125 ft. 1 in. north of Spring street (Block 503, Lot 33), Borough of Manhattan.

190-43-A—785 Westchester avenue, west side, 272.46 ft. north of Tinton avenue (Block 2655, Lot 22), Borough of The Bronx.

212-43-A—457-463 East 147th street, north side, 90 ft. west of Brook avenue (Block 2292, Lot 50), Borough of The Bronx.

208-43-A—147-48 230th street, west side, 180 ft. north of 148th avenue (Block 4970, Lots 21 and 23), Springfield, Borough of Queens.

209-43-A—170-02 Hillside avenue, southeast corner of 170th street (Block 9826, Lot 50), Jamaica, Borough of Queens.

210-43-A—39-01 Queens boulevard and 43-29 39th street, northeast corner (Block 191, Lot 5), Long Island City, Borough of Queens.

Materials for Approval.

405-41-SM—Arko Fireproofing Compound, A. S.

101-42-SM—American Radiator and Standard Sanitary Corporation "Standard B884 ST Combination Faucet with Spray."

MAY 18, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday morning*, May 18, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

31-43-BZ—Application, January 19, 1943, under section 7c of the zoning resolution, of William V. McDevitt, applicant, on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the alteration and extension of an existing gasoline service station to be used as gasoline service station, office, lubricatorium, auto laundry; premises 76-88 Grand street extension, 277-283 South 3rd street, southeast corner (Block 2422, Lots 34 and 35), Borough of Brooklyn.

13-33-BZ—Application of Lama and Proskauer, applicants, on behalf of Still Kings Realty Corporation, owner (Murray Goodheart, lessee), reopened January 26, 1943, under section 7c of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles upon an existing gasoline service station (the gasoline service station previously granted by the Board); premises 116-124 Broadway, between highway and 1652 Stillwell avenue, southwest corner (Block 6253, Lot 29), Borough of Brooklyn.

793-42-BZ—Application, November 12, 1942, under section 7h of the zoning resolution, of John C. Wandell, applicant, on behalf of Carmine Imbriale and Marie Imbriale, owners, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 20-30 Bay Ridge avenue, south side, 8½ in. west of Narrows avenue (Block 5868, Lot 1), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman*

MAY 18, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday afternoon*, May 18, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

574-39-BZ—Application of Frank C. Keller, applicant, on behalf of E. K. Demmel, owner, reopened April 27, 1943, for consideration as to amendment of resolution—Application previously granted on condition, under section 7b of the zoning resolution, permitting partly in a residence use district, partly in a business use district, the conversion of the first story of an existing building to factory use; premises 59-11 67th avenue (Cornelia street), south side, 94 ft. east of Forest avenue (Block 3502, Lot 1), Ridgewood, Borough of Queens.

855-19-BZ—Application of Alfred H. Eccles, applicant, on behalf of Hafner Associates, Incorporated, owner, reopened April 27, 1943, for consideration as to amendment of resolution, to permit in a residence use district, the conversion of two new mezzanines in the third story of a factory building (previously granted by the Board); premises 19-19 (Woolsey) avenue, northeast corner of 19th (Barclay) street (Block 890, part of Lot 1), Astoria, Borough of Queens.

CALENDAR

Appeals from Administrative Decisions.

9-BZ—Application of Frank C. Keller, applicant, 19th (Barclay) street, 19-02 to 19-28 23rd terrace (lips place) and 23-72 to 23-90 21st street (Van Alstie); (Block 890, part of Lot 1), Long Island City, Borough of Queens.

2-A—117-08 114th avenue (Linden boulevard), south corner of 118th street (Block 11644, Lots 4, 7 and 9), Richmond Hill, Borough of Queens.

2-A—1632 Glover street, east side, 40.9 ft. south of Hill avenue (Block 3990, Lot 33), Borough of Bronx.

2-A—1630 Glover street, east side, 67.9 ft. south of Hill avenue (Block 3990, Lot 32), Borough of Bronx.

3-A—122-02 Liberty avenue, southeast corner of street (Block 630, Lot 1), Richmond Hill, Borough of Queens.

3-A—310-320 Dean street, southeast corner of Third street (Block 198, Lots 8, 11 and 12), Borough of Brooklyn.

4-A—131-39 41st avenue, north side, 324-75 ft. west Lawrence street (Block 5060, Lots 13 and 16), Flushing, Borough of Queens.

3-A—323-335 East 44th street, north side and 322-East 45th street, south side, 175 ft. west of First street (Block 1337, Lot 4), Borough of Manhattan.

3-A—13 Elizabeth street, west side, 175 ft. north of street (Block 201, Lot 24), Borough of Manhattan.

3-A—15-17 Elizabeth street, west side, 200 ft. north of street (Block 201, Lot 22), Borough of Manhattan.

3-A—123-52 Lax avenue, southwest corner of 125th street (Block 3921, Lot 41), College Point, Borough of Queens.

Material for Approval.

9-SM—Anti-Hydro Integral Waterproofing Company.

HARRIS H. MURDOCK, *Chairman.*

MAY 25, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning May 25, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning applications.

4-BZ—Application, March 2, 1943, under section 7i of the zoning resolution, of Cafiero and Lacerenza, applicants, on behalf of Agnes Barth, owner (Sam Stein, 8-), to permit in a business use district, the maintenance of a motor vehicle repair shop; premises 1688 St. Lawrence avenue, southeast corner of Rockaway avenue (Block 1461, Lot 11), Borough of Brooklyn.

4-BZ—Application, February 18, 1943, under section 7i of the zoning resolution, of Sidney L. Strauss, applicant, on behalf of Elsie Plotkin, owner, to permit in a business use and also G area district, the maintenance of an accessory garage which is located less than five feet from the side and rear lot lines of the plot; premises 176-08 Kildare road, south side, 44.41 ft. east of a parkway (Block 7236, Lot 29), Jamaica, Borough of Queens.

32-43-BZ—Application, January 19, 1943, under section 7h of the zoning resolution, of Victor Breitfeller, applicant and owner, to permit partly in a business use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles—to be used (without charge) by the employees of an aircraft plant in the vicinity; premises 187-29 to 187-41 Jamaica avenue, north side, 100 ft. east of 187th place, 91-21 187th place and 91-22 to 91-32 188th street, northwest corner of Jamaica avenue (Block 9910, Lot 1), Hollis, Borough of Queens.

HARRIS H. MURDOCK, *Chairman.*

JUNE 8, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning June 8, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning applications.

987-41-BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kiesewetter, applicant, on behalf of The Texas Company, owner, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station; premises 736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn.

Appeal from Administrative Decision.

792-42-A—796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn, Misc. 8575-41.

HARRIS H. MURDOCK, *Chairman.*

JUNE 15, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning June 15, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

137-26-BZ—Application of Arnold W. Lederer and James W. McGrath, applicants, on behalf of Rose Morizio, owner, reopened June 10, 1941, under sections 7f, 7c and 21 of the zoning resolution, to permit for a stated term of years, partly in a business use and partly in a residence use district, the erection and maintenance of an extension to an existing garage for more than five motor vehicles; premises 8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn.

Appeal from Administrative Decision.

85-42-A—8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn (under section 36, General City Law—re erection of building fronting only on a private right of way not on the city map).

HARRIS H. MURDOCK, *Chairman.*

JUNE 15, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, June 15, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

Appeal from Administrative Decision.

746-42-A—241 West 72nd street, north side, 280 ft. 5½ in. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman.*

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BOARD OF STANDARDS AND APPEALS

RECESSED MEETING OF

TUESDAY AFTERNOON, APRIL 27, 1943.

Held on Thursday Morning, April 29, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

APPEALS FROM ADMINISTRATIVE DECISIONS 140-43-A

APPLICANT—Alexander D. Crosett, for Defense Plant Corp., owner (Aluminum Company of America, Agent).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Aluminum Plant Building); (Block 2600, Lot 200), Maspeth, Borough of Queens.

APPEARANCES—

For Applicant: H. G. Hauk and Clifford G. Sheehan.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (140-43-A)

WHEREAS, Alexander D. Crosett, for Defense Plant Corporation, owner (Aluminum Company of America, lessee), filed March 30, 1943, an appeal from a decision of the borough superintendent, affecting premises 47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth and Newtown Creeks (Pot Room Building, Carbon Rodding Building, Pot Lining Building, and Metal Service Building), (Block 2600, Lot 200), Maspeth, Borough of Queens; and

WHEREAS, the decision of the borough superintendent, dated July 24, 1942, reconsideration denied March 23, 1943, on N. B. application 840-42 reads:

"4. Ventilation as shown does not comply with Sect. 5.1.9.

5. Exits contrary to Sect. 6 in that same are more than 150 ft. from all points of floor area.

6. Provide support for floor resting on fill.

7. Live load for roof contrary to Sect. 7.3.2.5.

8. Steel overstressed beyond allowable of B.C. where it has been possible to check same. Show that stresses are within allowable of B.C.

9. Indicate that floor loads comply with Sect. 7.3.2.5, and

WHEREAS, the applicant states that the building is 2099.6 ft. by 818.5 ft. in area; one story, 35 ft. average in height; of Class 5 construction, used in connection with the aluminum plant occupying the entire premises; and

WHEREAS, the applicant contends that this series of buildings are of special design adopted by the Aluminum Company of America and have been used successfully all over the country under all conditions; that the unit and areas are of minimum size necessary for the efficient operation of the plant; and

WHEREAS, the applicant contends as to Objection No. 4 as to Pot Room Buildings Nos. 4, 6, 8, 10, 12, 14, 16, 18, 4A, 6A, 8A, 10A, 12A, 14A, 16A and 18A; that the computed ventilation index per person is 115,000; that the pot room buildings will be equipped with a continuous monitor ventilator with a 5 ft. throat on roof having an effective

area of 3515 sq. ft.; that at wind velocity of four miles per hour and a temperature difference of 20 degrees F., the exhaust will be 1,335,000 cubic ft. or approximately 39 cu. ft. per minute per sq. ft. of floor area. In addition there each side of the pot room will have 32.5 ft. by 15 ft. doors kept open during operation; these doors will have effective area of 4800 sq. ft. against the monitor exhaust area of 3515 sq. ft.; that the Code requires mechanical ventilation of one-third cubic ft. per minute sq. ft. exhaust at supply for rooms without windows and index over 1650; that the actual exhaust and supply provided by natural ventilation is in excess of Code requirements; that this appeal refers to pot room buildings designated on plot plan filed with Cal. 142-43-A; and

WHEREAS, the applicant contends as to Objection 4, applying to carbon rodding buildings, Nos. 32 and 32A, these buildings are equipped with ten 60 in. fan ventilators on roof, having a total exhaust capacity of 424,000 cu. ft. per minute or 63 cubic ft. per minute per sq. ft. of floor area. These buildings are also provided with 6200 sq. ft. of factory type steel sash with 2480 sq. ft. of ventilated area, which at a wind velocity of 4 miles per hour and a temperature difference of 20 degrees F. can supply 955 cu. ft. or approximately 142 cu. ft. per minute per sq. ft. of floor area; that the Code doesn't require mechanical ventilation for rooms with windows with an index over 1650; that these two buildings have considerable more ventilation than required by the Code; and

WHEREAS, the applicant contends as to Objection 4, applying to the pot lining building No. 32AA, that this building will be equipped with three 60 in. roof ventilators with fans having a total exhaust capacity of 16,300 cu. ft. per minute at a wind velocity of 4 miles per hour and temperature difference of 20 degrees F.; that this ventilation is equal to 1.2 cu. ft. per minute per sq. ft. of floor area; that this building is also equipped with 1,030 sq. ft. of factory type steel sash with 412 sq. ft. of ventilated area which at a wind velocity of 4 miles per hour and a temperature difference of 20 degrees F. can supply 158,500 cu. ft. or approximately 12 cu. ft. per minute per sq. ft. of floor area; that the Code does not require mechanical ventilation for rooms with an index over 1650; and

WHEREAS, the applicant contends as to Objection 4, applying to the carbon transfer building, No. 33, that the computed ventilation index per person is 19,400; that the building has 462 sq. ft. of steel sash with 185 sq. ft. of ventilated area which at a wind velocity of 4 miles per hour and a temperature difference of 20 degrees F. can supply 7 cu. ft. or approximately 10 cu. ft. per minute per sq. ft. of floor area; that the Code does not require mechanical ventilation for rooms with windows with an index over 1650; and

WHEREAS, the applicant contends as to Objection 4, applying to metal service building No. 34, that this building will be equipped with nine 60 inch diameter ventilators with fans and two 60 in. diameter fan ventilators with 5 dampers and 690 revolutions per minute fans, located on the roof; that the exhaust capacities of the nine ventilators without fans at wind velocity of 4 miles per hour and a temperature difference of 20 degrees F. is 48,700 cu. ft. per minute or .77 cu. ft. per minute per sq. ft. of floor area and the capacity of the two 60 in. fan ventilators is 8 cu. ft. per minute or 1.35 cu. ft. per minute per sq. ft. of floor area, thus the total ventilation for the nine 60 in. ventilators without fans and the two 60 in. fan ventilators will be 133,500 cu. ft. per minute or 2.12 cu. ft. per minute per sq. ft. of floor area. In addition thereto, 4,660 sq. ft. of doors will be provided in the exterior walls, which will be kept open during operation. These doors will supply 4,660 cu. ft. of air per minute per sq. ft. of floor area at a wind velocity of 4 miles per hour and temperature difference of 20 degrees F.; that as the mechanical and natural ventilation is in excess of the requirement of one-third cubic ft.

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rate per sq. ft. of floor area required by the Code for rooms without windows and an index over 1,650, the provisions of the Code have been complied with; and

WHEREAS, the applicant contends as to Objection 4, apply to the metal service building, No. 34A, that the computed index of ventilation per person is 83,600; that there be ten 60 in. ventilators on the roof without fans; that the total capacity of these ventilators at a velocity of 4 miles per hour and a temperature difference of 20 degrees F. is 200 cu. ft. per minute or .83 cu. ft. per minute per sq. ft. of floor area. In addition thereto, 4,640 sq. ft. of doors will be provided in the exterior walls and kept open during operation and will provide 28 cu. ft. of air per minute per sq. ft. of floor area at a wind velocity of 4 miles per hour and a temperature difference of 20 degrees F.; that the Code requires mechanical ventilation of one-third cu. ft. per minute per sq. ft. exhaust and supply for rooms without windows and an index over 1,650; that since the natural supply and exhaust is in excess of Code provisions, it is requested that the requirements for mechanical ventilation be waived; and

WHEREAS, the applicant contends as to Objection 5, relating to pot rooms, Buildings No. 4 to 18A, inclusive, that a continuous passageway 28 ft. 6 in. wide has been provided connecting all the pot rooms on the west end; that 200 ft. of this passageway, there is a communicating masonry concrete enclosed passageway 8 ft. wide connecting pairs of buildings; that 190 ft. east there is a concrete enclosed passageway 38 ft. wide connecting all the pot rooms; that 125 ft. east there is another communicating masonry concrete enclosed passageway 8 ft. wide connecting pairs of buildings; that 152 ft. east the extreme ends of the pot rooms connect to the metal service building through unobstructed openings 46 ft. wide; that as there is a means of egress less than 150 ft. from any remote point of any of these buildings, it is felt the Code is complied with; and

WHEREAS, the applicant contends as to Objection 5, apply to the carbon rodding buildings, that a 19 ft. connecting passageway has been provided connecting to the pot room building on the west end and a 3 ft. by 7 ft. swinging door has been provided; that a 19 ft. wide connecting passageway has been provided 225 ft. to the east; that 137 ft. to the east there is a 3 ft. swinging door and 185 ft. to the east these buildings lead to the carbon transfer building through unobstructed openings 39 ft. wide; that as a means of egress less than 150 ft. from any remote point has been provided the Code appears to have been complied with; and

WHEREAS, the applicant contends as to Objection 5, apply to the pot lining building, that where the south side of its structure connects with the metal service building there is a clear opening 75 ft. wide; that 40 ft. south of this opening in the metal service building there is a 6 ft. by 7 ft. door opening directly to the street; that no point on the exterior of the pot lining building is more than 150 ft. remote from this swinging door; and

WHEREAS, the applicant contends as to Objection 5, relating to the carbon transfer building, this building acts principally as a passageway between the carbon rodding buildings, Nos. 32 and 32A and is connected to each by an unobstructed opening 39 ft. wide; and

WHEREAS, the applicant contends as to Objection 5, relating to the metal service buildings, that there is unobstructed egress through 46 ft. openings approximately 60 ft. apart on the west side of the metal service buildings leading to each of the pot room buildings. There are also 6 ft. by 7 ft. double swinging doors approximately 150 ft. from the exterior of each of the carbon rodding buildings and in addition one 6 ft. by 7 ft. double swinging door approximately 10 ft. from the south end of metal service building No. 34, and another such door approximately 100 ft. from the north end of metal service building No. 34A. All of these doors open directly to the exterior. On the east side of each of the metal service buildings there are 42 8 ft. by 8 ft. double sliding doors which open directly to the exterior air; and

WHEREAS, the applicant contends as to Objection 6, that the entire plot is filled from two to 25 ft. in depth with miscellaneous fill placed about 15 years ago; that after foundation walls were in place the subgrade for slabs was prepared by spreading thin layers of fill consisting of a natural mixture of clean, fine and coarse sand and tamping and rolling sand with a 12 ton tandem power roller; that several thousand ft. of concrete roadways have been constructed on this property similar in design and construction to the floors in the buildings; that heavy traffic has passed over these roads for at least four months and there is no evidence of settlement; and

WHEREAS, the applicant contends as to Objections 7, 8 and 9, that buildings corresponding exactly to the buildings in question were built at Massena, New York, in 1941, that this locality had the severest snow storm and blizzard in its history during the winter of 1942 and 1943; that snow fell to a depth of 4 ft. and the velocity of the wind reached 70 miles per hour; that the buildings have weathered this storm without injury and it is felt that this is about as severe a test as the buildings will be subjected to in the New York City area; that the structural steel buildings for the Massena plant and the buildings in question were designed to the specifications of A.I.S.C., 1937 edition using 20,000 lbs. of steel stress; that since it was important that the plant be completed without delay it was not practical to prepare new designs and structural steel details; that the Aluminum Company used standard designs available based on A.I.S.C. 1937 index as being suitable for the plant in question; that this made possible the immediate ordering and fabrication of the structural steel shapes; that to conform with the Building Code would have necessitated the preparation of complete new structural details and would have increased the use of structural steel which is regarded by the War Production Board as very critical; that the design of these buildings has been accepted by the Defense Plant Corporation for their economy, simplicity and speed of erection; that the live loads for the various buildings are as follows: 16 pot room buildings, Nos. 4, 6, 8, 10, 12, 14, 16, 18, 4A, 6A, 8A, 10A, 12A, 14A, 16A, and 18A, 6 in. slabs, 150 lbs. live load; 8 in. slabs, 500 lbs. live load; 10 in. slabs, 800 lbs. live load; two carbon rodding buildings, Nos. 32 and 32A, 6 in. slabs, 300 lbs. live load; pot lining building, No. 32A, 8 in. slab, 500 lbs. live load; carbon transfer building No. 33, 6 in. slab, 300 lbs. live load; metal service building, No. 34, 6 in. slab, 300 lbs. live load; metal service building No. 34A, 6 in. slab, 300 lbs. live load; that these loads can be safely sustained on the ground for which the soil bearing value is assumed at 1500 lbs. per sq. ft.

Resolved, that the decision of the borough superintendent dated July 24, 1942, reconsideration denied March 23, 1943, acting on N. B. 840-42 be and it hereby is *modified* and that the appeal be and it hereby is *granted* as to Objection 5, *on condition* that the exits proposed shall be maintained and that no space in the buildings shall be more than 150 feet distant from a means of exit through which access may be had to an adjoining space, from which exit is available in substantial compliance with the requirements of C26-273, subdivision b, paragraph 2; *granted* as to Objection 6, that the floor construction resting on existing fill may be accepted, provided that in the event of any settlement, the floor construction shall be replaced to the satisfaction of the borough superintendent; *granted* as to Objection 7, *on condition* that the live loading for the roof shall be figured as not less than thirty (30) pounds per square foot; *granted* as to Objection 8, *on condition* that the steel shall not be stressed beyond 20,000 lbs. per square inch; *granted* as to Objection 9, that floor loads shall comply with the requirements of the Code for a presumptive soil bearing capacity of 1,500 lbs. per square foot, *on condition* that tests shall be made to the satisfaction of the borough superintendent; that such tests shall be conducted under the requirements of Section C26-378.0 and evaluated as provided in Section C26-379.0; that in all other respects the building and occupancy shall comply with all laws, rules and regulations applicable thereto other than as modified by the Board under Cal.

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515-42-A; and that this variance is granted to permit the continuation and use of this building only during the period of the present war emergency and for one year thereafter; and *withdrawn* as to Objection 4, for the purpose of resubmission by the appellant to the Borough Superintendent for a detailed examination to determine in what respects the proposed ventilation is inadequate for compliance with the requirements of C26-260.0 and C26-266.0 of the Code.

141-43-A

APPLICANT—Alexander D. Crosett, for Defense Plant Corp., owner (Aluminum Company of America, Agent).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Passageways) (Block 2600, Lot 200), Maspeth, Borough of Queens.

APPEARANCES—

For Applicant: H. G. Hauck and Clifford G. Sheehan.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (141-43-A)

WHEREAS, Alexander D. Crosett, for Defense Plant Corporation, owner, filed on March 30, 1943 an appeal from a decision of the borough superintendent affecting premises 47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Block 2600, Lot 200), Maspeth, Borough of Queens; and

WHEREAS, the decision of the borough superintendent on N. B. Applic. 1403-42 dated December 20, 1942, reconsideration denied March 23, 1943, reads:

"1. The erection of a frame building within the fire limits is contrary to sect. 4.1.2 of the Building Code.

3. 30 lb. live load contrary to sect. 7.3.2.5 of Building Code.

4. Provide adequate foundation for walls and floor as ground is filled in."

and

WHEREAS, the applicant states that the building will be 1 story, 18 ft. 2 in. in height, 19 ft. by 157 ft. in area, of Class 4 construction, located in an unrestricted use district and used as a passageway; and

WHEREAS, the applicant contends as to Objection 1, that this temporary frame passageway is intended to remain only for the duration of the war; that it will not be used for manufacturing; that the WPB would not permit the use of steel for this temporary structure; that frame construction was considered desirable because all of the lumber used was available within a short distance of the site and because this type of construction was believed best suited for founding on filled ground; as to Objection 3, that the building has a pitched roof which was designed for a 30 lb. per sq. ft. live load which is consistent with the design of the roof of other buildings on the site having the same or lesser roof pitches; as to Objection 4, that the foundation walls and footings are 3,000 lbs. stone concrete; the footings are proportioned for a soil bearing value of 1,500 lbs. per sq. ft. which is believed to be a conservative value for the type of fill encountered; that the floors are 6" thick stone concrete laid on a carefully selected tamped and rolled fill, in a manner similar to that employed for the support of the floors of other buildings on the site placed on the ground; that the live load on the passageway floor will not be in excess of 150 lbs. per sq. ft.

Resolved, that the decision of the borough superintendent, acting on N. B. Applic. 1403-42, be and it hereby is *modified* and that the appeal be and it hereby is *granted* as to Objec-

tions 1, 3 and 4, *on condition* that the proposed building shall be occupied as a passageway only from the wash room building, variance for which was granted by the Board under Cal. 518-42-A and the pot room building No. 18, variance for which has been granted by the Board under Cals. 518-42-A and 140-43-A; that the entrance from such passageway to pot room building No. 18 may be protected with an automatic rolling steel shutter, provided there is also installed a fireproof door opening assembly which may be of the double-acting swing type; that this variance is granted to permit the continuation and use of this building only during the period of the present war emergency and for one year thereafter.

142-43-A

APPLICANT—Alexander D. Crosett, for Defense Plant Corporation, owner (Aluminum Company of America, Agent).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Block 2600, old Blocks 2601, 2602 and 2595), Lot 200), Maspeth, Borough of Queens (under section 35, General City Law—re beds of mapped streets—47th street, 49th street, 53rd street and 58th avenue).

APPEARANCES—

For Applicant: H. G. Hauck and Clifford G. Sheehan.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal withdrawn.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...
Negative

THE RESOLUTION (142-43-A)

WHEREAS, Alexander D. Crosett for Defense Plant Corporation, owner, filed March 30, 1943, an application pursuant to Section 35 of the General City Law for permission to erect buildings in the bed of mapped streets (47th street, 49th street, 53rd street and 58th avenue) (Block 2600, Lot 200) (Old Block Nos. 2601, 2602, 2895), affecting premises 47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth and Newtown Creeks, Maspeth, Borough of Queens; and

WHEREAS, the streets in question were removed from the City Map by the Board of Estimate on February 11, 1943 (See City Record of March 17, 1943, page 940, Cal. No. 21).

Resolved, that the appeal be and it hereby is withdrawn (appeal no longer necessary, streets having been removed from maps).

143-43-A

APPLICANT—Alexander D. Crosett, for Defense Plant Corp., owner (Aluminum Company of America, Agent).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Rectified Buildings 1 and 1A) (Block 2600, Lot 200), Maspeth, Borough of Queens.

APPEARANCES—

For Applicant: H. G. Hauck and Clifford G. Sheehan.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...
Negative

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RESOLUTION (143-43-A)

WHEREAS, Alexander D. Crosett, for Defense Plant Corporation, owner, filed on March 30, 1943 an appeal from a decision of the borough superintendent affecting premises 9 Grand avenue, entire area bounded by Grand avenue, the place, 56th road Maspeth Creek and Newtown Creek (Block 2600, Lot 200), Maspeth, Borough of Queens; and WHEREAS, the decision of the borough superintendent dated February 1, 1943 on N. B. Applic. 851-43, reconsideration denied March 23, 1943, reads:

"4. Height and area of building is in excess of that permitted for class 3 construction, sect. 4.2.1 of Building Code.

5. 8" walls deficient in thickness contrary to sect. 8.4.2.4 of B. C.

6. 30lb live load for roof contrary to sect. 7.3.2.5 of B. C.

7. Indicate that stress used in design is within allowable of B. C.

8. Indicate that floor loads are as per sect. 7.3.2.

9. Exits contrary to sect 6.

(a) Less than 3' 8" wide.

(b) Exits not properly enclosed.

(c) Exits from 2nd floor do not lead direct to outer air.

(d) Access to roof not provided.

(e) Line of travel on 2nd floor to exits is in excess of 100'.

(f) Exits on 1st floor is in excess of 150' in line of travel to exit.

10. Ventilation does not comply with sect 5.

11. Provide support for floor resting on fill."

WHEREAS, the applicant states that the buildings will be 36 ft. 2 in. in height, 720 ft. by 32 ft. in area, class 3 construction, located in an unrestricted use district occupied as rectifier stations with an occupancy of 10 persons on each floor; and

WHEREAS, the applicant contends as to Objection 4, that the buildings are of substantial construction and used successfully all over the country by the Aluminum Company of America; that the buildings are of the minimum area necessary for the efficient operation of the plant; that the type construction used was accepted by the Defense Plant Corporation because of its economy, simplicity and speed of erection; that these buildings have a structural steel frame, concrete floor and roof slabs, solid masonry exterior walls and masonry partitions wherever required; that to make the buildings fireproof would require that the structural steel be entirely encased with approved masonry; that this would have increased the use of critical steel and necessitated redesign of the buildings which would have delayed their erection by at least four months; that in view of the low occupancy and the absence of inflammable materials in these buildings, it is requested that the requirements of the Code be waived; as to Objection 5, which applies to the solid brick walls of these rectifier buildings, that these particular walls are 8" thick to permit of their ready removal in the event enlargement of the buildings is required; that each end wall is approximately 32 ft. by 35 ft. high with sufficient strength to restrict the unsupported height to not over 12 ft; and

WHEREAS, the applicant contends as to Objections 6, 7 and 8, that steel buildings corresponding in design to these buildings were erected in the State of New York in 1941; that this locality had the severest snow storm and blizzard in its history during the winter of 1942-43; that the snow fell to a depth of about four feet and the wind velocity reached 70 miles per hour; that these buildings weathered the storm without injury and it is believed this is about as severe a test as would be found in the New York City area; that the structural steel was designed to the specifications of the A.I.S.C. using 20,000 lbs. stress; that since it is of the utmost importance that the plant be completed

with the least possible delay, it was not practical to prepare new designs and new structural details when the Aluminum Co. of America had complete standard designs and structural details available which were suitable for the plant in question; that the use of these available designs and details made it possible to immediately order and fabricate the structural steel shapes whereas a redesign to conform with the Code would have necessitated the preparation of new structural steel details, increased the use of structural steel and delayed the completion of the plant by at least six months; that the design of these buildings was accepted by the Defense Plant Corporation because of their economy, simplicity and speed of erection; that the ground and second floor slabs are 6" thick, of 3,000 lbs. concrete and designed to sustain live loads of 150 lbs. per sq. ft.; that these loads can safely be sustained on the ground, for which the soil bearing value is assumed at 1,500 lbs. per sq. ft.; and

WHEREAS, the applicant contends as to Objection 9a, that the ground floor exits are 3 ft. wide and as there will be not more than ten occupants in each of these buildings and all located on the ground floor, it is requested that the exit doors be accepted; as to 9b, that the stairways to the second floor are properly enclosed in masonry walls on the first floor only; as to 9c, that there will be no occupancy on the second story; that there are doors at the ends of the building opening directly to outside steel stairways which lead to the ground and to the roof; that inside stairways to the second floor are located within 50 ft. of doors on the ground floor leading to the outer air; as to 9d, that there will be no occupancy on the second floor; that access to the roof and the second floor has been provided by means of outside steel stairways located at both ends of each building; as to 9e, that there will be no occupancy on the second floor; that no point on the second floor will be more remote than 180 ft. from either a stair leading to the ground floor or a doorway leading to the steel stairways on the outside of the buildings; as to 9f, that there is an exit door located near the ends of each building and in each wall near the center of each building; that no point on the ground floor will be more remote than 170 ft. from one of these exits; that in view of the low occupancy, the absence of inflammable materials and the slow burning construction of the buildings, it is requested that the requirements of the Building Code be waived; that as to Objection 10, the computed index of the ventilation per person for the first story is 47,200; that 24 fans will be provided which draw air from the outside through 3' x 5' openings in the first story; that the total supply of air from these 24 fans will be 504,000 cu. ft. per minute or 22 cu. ft. per minute per sq. ft. of floor area; that this air will be drawn through slotted openings in the ceiling of the first story having an area of 1,000 sq. ft.; that thirty 48" diameter Robertson ventilators without fans will be provided on the roof to exhaust the air from the second story; that intake through the fans in the first story will be regulated so that roof ventilators will discharge air without excessive pressure in the first story and without excessive disturbance of the air in the second story; that there will be no occupancy on the 2nd story as defined in the Building Code; as to Objection 11, that there is a miscellaneous fill for a depth of 2' to 25' over the entire plot which had been placed about 15 years ago and has had ample time to consolidate; that after the foundations were in place, the subgrade for the slab was prepared by spreading thin layers of fill consisting of a natural mixture of clean, fine and coarse sands, and tamping and rolling same with a 12-ton tandem power roller; that there have been constructed on this property several thousand feet of concrete roadways which are similar in design and construction to the floors of these buildings; that heavy traffic has passed over these roads for at least four months and there is no evidence of settlement; it is therefore requested that the Board permit the acceptance of the floors resting on fill.

Resolved, that the decision of the borough superintendent acting on N. B. Applic. 851-43 be and it hereby is *modified* and that the appeal be and it hereby is *granted* as to Objection 4 on condition that the building shall be substantially

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of Class 1 construction except for the required fireproofing of the columns, beams and girders; as to Objection 5, that the 8" end curtain walls shall be supported at the floor level and stiffened by means of a gable column as shown and that the walls shall be constructed of brick with cement mortar; as to Objection 6, that the liveload of the roof shall not be less than 30 lbs. per sq. ft.; as to Objection 7, that the structural steel shall not be stressed beyond 20,000 lbs. per sq. in.; as to Objection 8, that floor loads shall comply with the requirements of the Code on a presumptuous soil bearing capacity of 1,500 lbs. per square foot, *on condition* that tests shall be made to the satisfaction of the borough superintendent; that such tests shall be conducted under the requirements of Section C26-378.0 and evaluated as provided in Section C26-379.0; as to Objection 9, that the exits shall be maintained as proposed and the occupancy of each building shall not exceed the number stated; withdrawn as to Objection 10, for the purpose of resubmission by the appellant to the borough superintendent for a detailed examination to determine in what respects the proposed ventilation is inadequate for compliance with the requirements of C26-260.0 and C26-266.0 of the Code; as to Objection 11, that the floor construction resting on existing fill may be accepted, provided that in the event of any settlement, the floor construction shall be replaced to the satisfaction of the borough superintendent; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto other than as modified under Cal. 519-42-A; that this variance shall continue only during the term of the present war emergency and one (1) year thereafter.

144-43-A

APPLICANT—Alexander D. Crosett, for Defense Plant Corp., owner (Aluminum Company of America, Agent).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Transformer Service Building) (Block 2600, Lot 200), Maspeth, Borough of Queens.

APPEARANCES—

For Applicant: H. G. Hauck and Clifford G. Sheehan.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (144-43-A)

WHEREAS, Alexander D. Crosett, for Defense Plant Corp. owner; Aluminum Co. of America, lessee, filed March 30, 1943, an appeal from a decision of the acting borough superintendent; premises 47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth and Newtown Creeks (Block 2600, Lot 200), Maspeth, Borough of Queens; and

WHEREAS, the decision of the borough superintendent, dated July 25, 1942, reconsideration denied March 23, 1943, reads (re N. B. Applic. 852-42):

- "4. Provide adequate support for floor resting on fill.
5. Roof loads contrary to sect. 7.3.2.5.
6. Steel overstressed.
7. Show that steel stresses comply with B. C."

and

WHEREAS, the applicant states the building will be one story (61 ft.) in height, 80 ft. by 40 ft. in area; Class 5 construction; located in an unrestricted use district and used as a transformer service building; and

WHEREAS, the applicant contends as to Objection 4, that there is a miscellaneous fill over the entire property varying

from 2 ft. to 25 ft. in depth; that it had been placed about 15 years ago and has had ample time to consolidate; that after foundations and foundation walls were placed the subgrade for the slab was prepared by spreading thin layers of fill consisting of a natural mixture of clean, fine and coarse sands, and tamping and rolling same with a twelve-ton tandem power roller; that several thousand feet of concrete roadways similarly designed and constructed as the floors of this building were placed on the plot and used for heavy traffic for the last four months with no evidence of settlement; that the floor slab is 10 in. thick of 3,000 concrete, designed to sustain a live load of 1,200 lbs. per sq. ft.; applicant contends as to Objections 5, 6 and 7 that buildings similar in construction to the building in question were erected at a similar plant at Massena, N. Y., 1941; that the locality had the severest snow storm in history during the winter of 1942-43; that snow fell to a depth of about 4 ft. and the wind velocity reached 70 m.p.h.; that the buildings showed no evidence of injury; that the structural steel was designed to the specifications of the A.I.S.C., 1937 edition, using 20,000 lbs. stress; that the Aluminum Co. of America had completed standard design signs and structural steel details based on the A.I.S.C., 1937 edition, for such stresses; that since it was important that the plant be completed with the least possible delay, in order that structural steel shapes could be fabricated immediately the standard design was used; that to re-design the building in accordance with Code requirements would have necessitated the preparation of completely new structural steel details, and an increase in structural steel, which would mean a delay of at least six months; that the designs of the buildings as erected were accepted by the Defense Plant Corporation because of their economy, simplicity and speed of erection.

Resolved, that the decision of the borough superintendent acting on N. B. Applic. 852-42, be and it hereby is modified, and that the appeal be and it hereby is granted as to Objection 4 *on condition* that the floor construction resting on existing fill may be accepted, provided that in the event of any settlement, the floor construction shall be replaced to the satisfaction of the borough superintendent; as to Objection 5, that the live load of the roof shall not be less than 30 lbs. per sq. ft.; as to Objections 6 and 7, that the structural steel shall not be stressed beyond 20,000 lbs. per sq. in.; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto other than as modified by the Board under Cal. 520-42-A; that this variance shall continue only during the term of the present war emergency and one year thereafter.

145-43-A

APPLICANT—Alexander D. Crosett, for Defense Plant Corporation, owner (Aluminum Company of America, Agent).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Machine Shop Building 44) (Block 2600, Lot 200), Maspeth, Borough of Queens.

APPEARANCES—

For Applicant: H. G. Hauck and Clifford G. Sheehan.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...
Negative

THE RESOLUTION (145-43-A)

WHEREAS, Alexander D. Crosett, for Defense Plant Corporation, owner; Aluminum Company of America, agent, filed March 30, 1943, an appeal from a decision of the acting borough superintendent, premises 47-19 Grand avenue, ei

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bounded by Grand avenue, Page place, 56th road, Maspeth Creek, Maspeth (Block 2600, Lot 200) (Machine Shop No. 44), Borough of Queens; and

WHEREAS, the decision of the borough superintendent, July 25, 1942, reconsideration denied March 23, 1943, N. B. App. 853-42, reads:

- "5. Roof loads contrary to sect. 7.3.2.5.
6. Provide support for floors resting on fill.
7. Steel overstressed.
8. Show that steel stresses comply with B. C.
9. Walls of 8" brick are excessive in height contrary to sect. 8.4.1.5.
10. Exits are more than 150' from a remote point of floor, sect. 6.1.2.2.2."

WHEREAS, the applicant states the building is one story, in height, 420 ft. by 90 ft. in area; Class 5 construction; occupied as a machine shop, 27 persons; and

WHEREAS, the applicant contends as to Objections 5, 7 and 8, that a building corresponding to this building was erected at Massena, N. Y., in 1941; that this locality had its worst snow storm during the winter of 1942-1943; that snow fell to a depth of about 4 ft. and the wind's velocity reached 70 miles per hour; that the building showed no evidence of injury; that the structural steel foundations for the building in question as well as the building erected in Massena, N. Y., were based on A.I.S.C., 1937 edition, specifications, using 20,000 lb. stress; that since it was important the building be completed with the least possible delay, it was not practical to prepare new drawings as preparation of such drawings would entail a delay of six months; that the design of the building was accepted by the Defense Plant Corp. for economy, simplicity and speed of its erection; that the applicant contends as to Objection 6 there is miscellaneous fill over the entire property varying from 2 to 25 ft. which has been placed 15 years ago and has had ample time to consolidate; that after foundation walls were placed the sub-grade for the slab was prepared by spreading thin layers of fill consisting of a natural mixture of clean, fine and coarse sands, and tamping and rolling same with a 12-ton tandem power roller; that several thousand feet of concrete roadway similar in design to the floors were constructed and heavy traffic has passed over same for at least 4 months with no evidence of settlement; that the floor slab is 6 in. thick of 100 lb. concrete designed to sustain a live load of 300 lbs. per sq. ft.; as to Objection 9, that the walls are non-bearing and serve only as closure walls; they are only 16 ft. high above steel columns, supported on shelf angles 10 ft. above bottom of the wall; as to Objection 10, that on the north side there are four 8 ft. by 10 ft. double sliding doors and one 3 ft. by 7 ft. swing door; on the south side are three 8 ft. by 10 ft. double sliding doors and one 3 ft. by 7 ft. swing door; that no point on the floor is more than 90 ft. from one of these doors; that in view of the fact the occupancy proposed is equivalent to one person each 140 sq. ft. and that the sliding doors are never locked during operation, it is requested the provisions of the Building Code be amended.

Resolved, that the decision of the borough superintendent on N. B. App. 853-42 be and it hereby is *modified* so that the appeal be and it hereby is *granted* as to Objections 5 *on condition* that the live load of the roof shall not be more than 30 lbs. per sq. ft.; as to Objection 6, *on condition* that the floor construction resting on existing fill may be accepted, provided that in the event of any settlement, the floor construction shall be replaced to the satisfaction of the borough superintendent; as to Objections 7 and 8, *on condition* that the structural steel shall not be stressed beyond 20,000 lbs. per sq. in.; as to Objection 9, *on condition* that the walls shall be constructed of brick with cement mortar and shall be a curtain wall only but otherwise shall comply with the requirements therefor and *denied* as to Objection 10 that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable hereto other than as modified by the Board under Cal. 521-

42-A; that this variance shall continue only during the term of the present war emergency and for one (1) year thereafter.

146-43-A

APPLICANT—Alexander D. Crosett, for Defense Plant Corporation, owner (Aluminum Company of America, Agent).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Ore Unloading Building 36) (Block 2600, Lot 200) (Machine Shop Building 44), Maspeth, Borough of Queens.

APPEARANCES—

For Applicant: H. G. Hauck and Clifford G. Sheehan.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted *in condition*.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (146-43-A)

WHEREAS, Alexander D. Crosett, for Defense Plant Corporation, owner; Aluminum Company of America, agent, filed March 30, 1943, an appeal from a decision of the acting borough superintendent, premises 47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road (Block 2600, Lot 200), Maspeth Creek (Ore Unloading Bldg. No. 36), Maspeth, Borough of Queens; and

WHEREAS, the decision of the borough superintendent on N. B. App. 885-42, dated April 25, 1942, reconsideration denied March 23, 1943, reads:

- "3. Roof loads contrary to sect. 7.3.2.5.
4. Provide adequate support for floor resting on fill.
5. Steel overstressed.
6. Indicate that floor loads comply with sect. 7.3.2.
7. Show that steel stresses comply with B. C.
8. Exits do not comply with sect. 6.1.2.2.2."

and

WHEREAS, applicant states the building will be one story (35 ft.) in height, 160 ft. by 56 ft. in area; of Class 5 construction; to be used as an unloading building with an occupancy of 8 persons; and

WHEREAS, the applicant contends as to Objections 3, 5, 6 and 7 that a steel building corresponding to this one was built in Massena, N. Y., in 1941; that this locality had the severest snow storm in its history during the winter of 1942-43; snow fell to a depth of 4 ft. and the wind's velocity reached 70 miles per hour; that the building weathered the storm without injury; that structural steel buildings for the plant in question were designed according to A.I.S.C. 1937 edition, specifications, using 30,000 lb. stress and that it was important that the plant in question be completed with the least possible delay and it was not deemed practical to prepare new drawings which would have consumed at least six months; that the design of the building was accepted by the Defense Plant Corp. because of its economy, simplicity and speed of erection; and

WHEREAS, the applicant contends as to Objection 4, that there is a miscellaneous fill over the entire property varying in depth from 2 to 25 ft. placed about 15 years ago and has had ample time to consolidate; that after foundations were placed the sub-grade for the slab was prepared by spreading thin layers of fill consisting of a natural mixture of clean, fine and coarse sands, tamped and rolled with a 12-ton tandem power roller; that several thousand feet of concrete roadway similar in design to the floors of the buildings in question have been laid on the premises and used for four months by heavy traffic without any evidence of settlement; and

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WHEREAS, the applicant contends as to Objection 8 that there is an exit on each end of the building which permits unobstructed egress within 80 ft. from any point on the cellar or first floor; that there is generally no occupancy in this building except when adjustments are made to conveyor belts.

Resolved, that the decision of the borough superintendent acting on N. B. Applic. 855-42 be and it hereby is *modified* and that the appeal be and it hereby is *granted* as to Objection 3 *on condition* that the live load of the roof shall not be less than 30 lbs. per sq. ft.; as to Objection 4, *on condition* that the floor construction resting on existing fill may be accepted, provided that in the event of any settlement, the floor construction shall be replaced to the satisfaction of the borough superintendent; as to Objections 5 and 7, *on condition* that the structural steel shall not be stressed beyond 20,000 lbs. per sq. in.; as to Objection 6 *on condition* that the floor loads shall comply with the requirements of the Code on a presumptive soil bearing capacity of 1,500 lbs. per square foot, on condition that tests shall be made to the satisfaction of the borough superintendent; that such tests shall be conducted under the requirements of Section C26-378.0 and evaluated as provided in Section C26-379.0; as to Objection 8, *on condition* that the exits shall be maintained as proposed and that from the cellar an additional means of exit shall be maintained by means of the ore tunnel or conveyor tunnel; that the number of persons within the building shall at no time exceed ten (10); that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that this variance shall continue only during the term of the present war emergency and for one (1) year thereafter.

147-43-A

APPLICANT—Alexander D. Crosett, for Defense Plant Corporation, owner (Aluminum Company of America, Agent).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Boiler House Building); (Block 2600, Lot 200), Maspeth, Borough of Queens.

APPEARANCES—

For Applicant: H. G. Hauck and Clifford G. Sheehan.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to May 11, 1943, at 2 P. M., for further consideration by the Board.

148-43-A

APPLICANT—Alexander D. Crosett, for Defense Plant Corporation, owner (Aluminum Company of America, Agent).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Employment Office, Toilet and Locker Rooms), (Block 2600, Lot 200), Maspeth, Borough of Queens.

APPEARANCES—

For Applicant: H. G. Hauck and Clifford G. Sheehan.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (148-43-A)

WHEREAS, Alexander D. Crosett, for Defense Plant Cor-

poration, owner; Aluminum Company of America, agent, filed March 30, 1943, an appeal from a decision of the acting borough superintendent, premises: 47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek (Block 2600, Lot 200), Maspeth, Borough of Queens (Employment Office, Toilet and Locker Rooms) and

WHEREAS, the decision of the acting borough superintendent on N. B. App. 20-43, dated February 1, 1943, reconsideration denied March 23, 1943, reads:

"2. The erection of a frame building within the limits is contrary to sect. 4.1.2 of N. Y. C. Building Code.

3. Foundations and floors on fill is not permitted contrary to sect 7.5.2, par. '6'.

4. Sills required to be of one piece as per sect. 8.7.2 and

WHEREAS, the decision of the Borough Superintendent on N.B. Applic. 21-43, dated February 1, 1943, reconsideration denied March 23, 1943, reads:

"2. The erection of a frame building within the limits is contrary to sect. 4.1.2 of N. Y. C. Building Code.

3. Foundation and floors on fill not acceptable contrary to sect. 7.5.2 par. '6'.

4. Sills required to be of one piece as per sect. 8.7.2 of building code."

and

WHEREAS, the applicant states as to the first decision that the building will be one story (15 ft. 6 in.) in height by 40 ft. in area; of Class 4 construction and used as employment office, 28 persons; and

WHEREAS, the applicant states as to the second decision that the building will be one story, 16 ft. 11 in. in height by 66 ft. by 31 ft. in area; Class 4 construction; used for toilet and locker rooms, 6 persons; and

WHEREAS, the applicant contends as to Objection 2 that these temporary frame buildings were intended to remain only for the duration of the war, used by employees and will not be used for manufacturing; that the War Production Board will not permit the use of reinforced concrete or steel for these temporary structures; that this construction was considered desirable as all of the lumber required was available within a short distance of the site and because this type of construction was found best suited for founding on filled ground; and as to Objection 3, that the foundation walls and footings are 3,000 lbs. stone concrete; that the footings are proportioned for soil bearing value of 1,500 lbs. per sq. ft., which is conservative of the type of fill on this site; that the floors are 6 in. concrete laid on a carefully tamped and rolled fill; as to Objection 4, that the sills are made of two pieces, 2 in. by 6 in. lumber; that 4-inch thick lumber would be difficult to obtain under the restrictions of the War Production Board.

Resolved, that the decisions of the borough superintendent acting on N. B. Applications 20-43 and 21-43 be and it hereby are *modified* and that the appeal be and it hereby is *granted* as to Objections 2 and 3 *on condition* that the proposed building shall be occupied as proposed; as to Objection 4, that the sills may be as proposed *on condition* that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto, other than as modified by the Board under Cal. No. 518-4, that this variance is granted to permit the continuation of use of this building only during the period of the present war emergency and for one year thereafter.

149-43-A

APPLICANT—Alexander D. Crosett, for Defense Plant Corporation, owner (Aluminum Company of America, Agent).

SUBJECT—Appeal from a decision of the acting borough superintendent.

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PREMISES AFFECTED—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Lunch Room); (Block 2600, Lot 200), Maspeth, Borough of Queens.

APPEARANCES—

For Applicant: H. G. Hauck and Clifford G. Sheehan.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to May 11, 1943, at 2 P. M., for further consideration by the Board.

ZONING CASE

2-BZ

APPLICANT—Allen A. Blaustein, for 1663 East 17th Street Corporation, owner.

SUBJECT—Application for approval of plans—application (decision of the borough superintendent) previously granted on condition, under sections 7c and 7A of the zoning resolution, permitting partly in a business use and partly in a residence use district, the alteration and conversion of occupancy of a three story theatre and stores building to a one story stores building.

PREMISES AFFECTED—1663-1669 East 17th street, east side, 57 ft. 2½ in. south of Kings Highway (Block 6780, Lot 55), Borough of Brooklyn.

APPEARANCES—

For Applicant: Allen A. Blaustein.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and plans approved, with additional conditions.

RESOLUTION TO REOPEN AND APPROVE PLANS, WITH ADDITIONAL CONDITIONS—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

RESOLUTION (330-22-BZ)

WHEREAS, this application, permitting partly in a business district and partly in a residence use district, the erection and maintenance of a building, partly used for business purposes, affecting premises 1665 East 17th street, Borough of Brooklyn, was granted by the Board on May 2, 1922, on certain conditions, resolution amended on June 27, 1922 April 5, 1938; and

WHEREAS, an application was made, to permit the change of occupancy to stores and motion picture theatre, affecting premises 1663-1669 East 17th street, east side, 57 ft. 2½ in. south of Kings Highway (Block 6780, Lot 55), Borough of Brooklyn, and such application was granted by the Board on January 28, 1941, on certain conditions; and

WHEREAS, the present applicant requested a reopening of a new proposal—to permit the alteration and conversion of occupancy of a three story theatre and stores building to a one story stores building; and

WHEREAS, this case was reopened by vote of the Board February 9, 1943, subject to usual procedure; and

WHEREAS, this application was granted by the Board March 30, 1943, the resolution reading as follows:—

"Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution and that the application be and it hereby is granted under section 7c thereof, to permit the reconstruction of the existing building substantially as indicated on revised plan filed with the Board marked 'Received March 17, 1943,' except that no portion of the rear yard within the residence use district shall be built over; that the side yard to the south shall be used for exit purposes only and not for the delivery of merchandise; that the northerly side yard may be built over to a height of one story generally as proposed; that all construction above

the first story shall be removed and a new roof constructed at the new height; that a variance of Section 7A is also hereby granted, to permit the proposed show windows and entrances substantially as shown on such drawing marked 'Received March 17, 1943,' in view of the presently existing show windows and entrances; that complete working drawings shall be submitted to the Board for approval before same are filed with the borough superintendent; that such plans shall also show the section and elevation of the building and proposed signs and any construction proposed beyond the building line; that such plans shall be filed within thirty (30) days from the date of this action; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that this resolution shall supersede all previously adopted resolutions; that all permits shall be obtained and all work completed within one year from the date of this action."

and

WHEREAS, the applicant requested the approval of plans. Resolved, that the Board of Standards and Appeals does hereby amend the resolution of March 30, 1943 by adding thereto:

"that the plans marked 'Received April 22, 1943' consisting of four sheets are hereby approved as in general accordance with the above resolution provided the signs on the front of the building shall not be illuminated and shall comply with the requirements of the Building Code and the zoning resolution therefor; that no temporary signs and no roof signs shall be maintained; that the openings from the boiler room to the present cellar shall be blocked off with approved masonry and access to the boiler room shall be from the exterior only; that the roof ventilation exhaust shall exhaust in a northerly direction; that a vertical steel ladder shall be installed and maintained in each of the sidewalk vault openings as shown and that if a portable chute is maintained, sufficient width shall be provided so as to accommodate both the chute and the access ladder; that the cellar ceilings throughout shall be either fireproof or fire-retarded; that there shall be no storage of merchandise or other material in the rear or side yards; that the partitions dividing the stores shall be fire stopped to the underside of the roof boards in accordance with the code requirements; that an iron gate shall be maintained at or near the building line at the southerly court."

Adjourned: 1:10 P.M.

JOSEPH J. DOYLE, Chief Clerk.

REGULAR MEETING

TUESDAY MORNING, MAY 4, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

The minutes of the regular meetings of the Board held on Tuesday morning, April 27, 1943, and Tuesday afternoon, April 27, 1943, were approved as printed in Bulletin No. 18, Volume 28.

ZONING CASES

987-41-BZ

APPLICANT—Louis A. Kiesewetter, for Texas Company, owner.

SUBJECT—Application (re decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station.

PREMISES AFFECTED—736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block 4675, Lot 6), Borough of Brooklyn.

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APPEARANCES—

For Applicant: Joseph B. Lynch.
For Opposition: Solomon Shapiro, Ida Putterman,
Harry Broder, Nathan Ciganeri, Mr. Birnbach,
Joseph Gutmaker and Louis Weinstein.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to June 8, 1943 at 10 A.M., for further consideration by the Board and for decision without further argument.

127-35-BZ

APPLICANT —Jack Z. Cohen, for Joseph Angelone, owner.
SUBJECT—Application reopened February 16, 1943 (decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles (previously acted upon by the Board).

PREMISES AFFECTED—115-119 Truxton street, north side, 142 ft. 9¾ in. west of Conway street (Block 1544, Lots 42 and 44), Borough of Brooklyn.

APPEARANCES—

For Applicant: Larry Meltzer.
For Opposition: Rose Davino, Francesco Stanco, Angelina Fickera, Cora Grello, Maddelena Maranzano and Harold Klorfein, Dep't of Parks.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application denied.

THE VOTE TO GRANT—

Affirmative 0
Negative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4

THE RESOLUTION (127-35-BZ)

WHEREAS, this application, permitting in a business use district the parking and storage of more than five (5) motor vehicles, under section 7h of the zoning resolution, was granted by the Board on February 25, 1936, on certain conditions; affecting premises 115-119 Truxton street, north side, 142 ft. 9¾ in. west of Conway street (Block 1544, Lots 42 and 44), Borough of Brooklyn; and

WHEREAS, an application to use the said premises for a junk shop on the westerly half of the plot now in question, was previously denied on October 29, 1935; and

WHEREAS, Jack Z. Cohen, for Joseph Angelone, owner, requested reopening of the application under section 7f of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles and also, the erection and maintenance of garages for four motor vehicles; and

WHEREAS, this application was reopened by vote of the Board on June 30, 1942, subject to usual procedure; and

WHEREAS, this application was denied by the Board on November 24, 1942; and

WHEREAS, the applicant requested a reopening and reconsideration under section 7h of zoning resolution; and

WHEREAS, the application was reopened by vote of the Board on February 16, 1943, subject to usual procedure; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting, May 4, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Truxton, Somers, Sackman and Conway streets are all in a business use district; and

WHEREAS, the decision of the borough superintendent, dated January 28, 1943, re B. N. Applic. 3119-42, reads:

"Proposed parking and storing of more than 5 cars, within a business use district, is contrary to Art. 2, Sect. 4a-15 of the zoning resolution."

and

WHEREAS, the applicant states that the premises consist of a plot having a frontage of 55 ft. 3 in. and a depth of 100 ft.; that the westerly part of the plot (27 ft. 8 in.) is now used under a temporary variation granted by the Board for the parking and storage of more than five motor vehicles and it is proposed to use the entire plot for a term of two years for the parking and storage of more than five motor vehicles; and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that there was no justification for the exercise of its discretion to grant a zoning variance under section 7, subdivision h, of the zoning resolution, for use of the plot as an addition to the use permitted on the adjoining lot for parking and storage of more than five motor vehicles.

Resolved, that the decision of the borough superintendent dated January 28, 1943, on B. N. Applic. 3119-42 be and hereby is affirmed and that the application be and it hereby is denied.

479-42-BZ

APPLICANT—Arnold W. Lederer, for J. A. S. Holding Corporation, owner.

SUBJECT—Application (decision of the borough superintendent) under sections 7h, 7c and 21 of the zoning resolution, to permit partly in a business use district and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—2522-2530 (2528-2532 displayed) Tilden avenue, south side, 100 ft. west of Veronica place (Block 5136, Lots 10, 11 and 12), Borough of Brooklyn.

APPEARANCES—

For Applicant: Arnold W. Lederer.
For Opposition: None.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.
Negative

THE RESOLUTION (479-42-BZ)

WHEREAS, Arnold W. Lederer, for J.A.S. Holding Corporation, owner, filed June 16, 1942, an application under sections 7h, 7c and 21 of the zoning resolution, to permit partly in a business use and partly in a residence use district for a term of two years, the parking and storage of more than five motor vehicles; premises 2522-2530 Tilden avenue (2528-2532 displayed), south side, 100 ft. west of Veronica place (Block 5136, Lots 10 and 12), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting May 4, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals;

WHEREAS, the use district maps accompanying the zoning resolution show that Tilden avenue is in a business use district; Veronica place is in residence and business use district and Lott street is in residence and business use district; and

WHEREAS, the decision of the borough superintendent dated June 4, 1942, re Alt. Applic. No. 1697-42, reads:

"1. Parking and storage of more than five motor vehicles on a plot located partly in a business use district and partly in a residence use district is contrary to Art. 11 Sec. 3 and Sec. 4 subdiv. 15 of the Zoning Resolution."

and

WHEREAS, the applicant states that the premises consist of a plot having a frontage of 75 ft. and a depth of 20 ft.; that the southerly part extends into a residence use district

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a distance of 100 ft., the remainder is in a business use district; that upon the front part of the plot are two 2½ story frame dwellings; upon the central part of plot is a 2-story frame building, 57 ft. by 38 ft., irregular in area; occupied for 2 cars (accessory to the dwellings on the plot and also for the storage of four motor vehicles); that the storage space is rented to persons not residing on the premises, and that it is proposed to use the remainder of the plot for a term of two (2) years, for parking and storage of more than five motor vehicles; and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant under section 7, subdivision h, of the zoning resolution; and

WHEREAS, a letter has been received signed by the president of the owner corporation dated April 27, 1943 reading as follows:

"Kindly be advised that I have been informed by my architect that you have found some of the frame shanties erected without permits.

"I am satisfied to demolish such portions of the frame garage buildings in the yard as the Board may deem necessary."

Resolved, that the Board of Standards and Appeals does hereby make a variation in the requirements of the use district regulations of the zoning resolution, and that the application be and it hereby is granted under section 7h thereof, for a term of two (2) years, to permit the rear portion of the premises consisting of lots 10, 11 and 12 with a frontage of approximately 75 ft. on Tilden avenue, to be occupied for the parking and storage of more than five (5) motor vehicles, on condition that the existing frame buildings now occupied as garages shall be entirely removed with the exception of the one portion formerly a building with a gable roof and which shall comply with the rules of the Board for frame garages; that the rear portion of the premises shall be level substantially to the grade of Tilden avenue; that one curb cut may be constructed opposite lot 12, provided such curb cut does not exceed 10 ft. in width; that substantial fences shall be maintained on all lot lines where walls of adjoining buildings do not occur; that only cars of the pleasure car type shall be so stored and parked and only those in condition for operation; that no signs shall be erected on the premises, except that there may be a sign attached to the fence near the entrance advertising the parking and storage use and the rates charged provided such sign does not exceed 15 sq. ft. in area, is not illuminated and does not extend beyond the building line; that all permits shall be obtained and all work completed within six (6) months from the date of this resolution.

897-42-BZ

APPLICANT—Jack Z. Cohen, for William Ulmer, Incorporated, owner (Murton Realty Co., Inc., lessee).

SUBJECT—Application (decision of the borough superintendent) under section 7h of the zoning resolution, to permit the extension, from an unrestricted use into a business use district, of an existing gasoline service station; the extension to be used for parking and storage of more than five motor vehicles.

PREMISES AFFECTED—1502-1508 Newkirk avenue and 589-603 East 15th street (Marlborough road), southeast corner (Block 5236, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Larry Meltzer.

For Opposition: W. R. Dorman, Seymour C. Simon, Leon A. Cohen and Joseph F. Welner.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.
THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (897-42-BZ)

WHEREAS, Jack Z. Cohen, for William Ulmer, Inc., owner, (Murton Realty Company, Inc., lessee), filed on December 23, 1942, an application under Section 7h of the zoning resolution, to permit the extension, from an unrestricted use district into a business use district, of an existing gasoline service station; the extension to be used for parking and storage of more than five motor vehicles; premises 1502-1508 Newkirk avenue and 589-603 East 15th street (Marlborough road) southeast corner (Block 5236, Lot 1), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting May 4, 1943 after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that East 15th street is in an unrestricted, business and residence use district; Newkirk avenue is in an unrestricted and business use district; Foster avenue is in a business and residence use district and East 16th street is in a business and residence use district; and

WHEREAS, the decision of the borough superintendent on B. N. Applic. 3177-42, dated December 15, 1942, reads:

"1. Proposed extension of gasoline service station for the parking and storage of more than five motor vehicles within the business use district is contrary to Art. II, Sec. 4a, Sub. 15, zoning resolution."

and

WHEREAS, the applicant states that the premises consist of an irregular shaped plot of ground having a frontage of 132 ft. 2 in. on East 15th street and 66 ft. 2 in. on Newkirk avenue; that the southerly portion of the plot extends into the business use district for a distance of 21 ft. 8 in.—the remainder of the plot is in an unrestricted use district; that the northerly portion of the plot, having a frontage of 66 ft. 2 in. on Newkirk avenue and a depth of 100 ft. (and located in an unrestricted use district) is occupied, under Certificate of Occupancy 96540, dated May 22, 1940, as office and repair shop and lubrication, gasoline service station and open air parking and storage, day and night, of more than five motor vehicles; that it is proposed, also, to use the southerly part of the plot, having a frontage of approximately 24 ft. on East 15th street (and located in a business use district) for storage and parking of more than five motor vehicles in conjunction with the remainder of the plot, as now developed; and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant under section 7, subdivision h, of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the requirements of the use district regulations of the zoning resolution, and that the application be and it hereby is granted under section 7h thereof, to permit the premises within the business use district to be occupied for the parking and storage of more than five (5) motor vehicles on condition that such parking and storage shall be operated in conjunction with the adjoining gasoline service station; that there shall be erected along the street building line of East 15th street, a wall not less than 5 ft. in height constructed of face brick and suitably coped for the full frontage within the business use district; that such wall shall be continued along the street line of the existing gasoline station on East 15th street for an additional distance of 20 ft.; that a substantial fence shall be maintained along the interior lot line to the east adjoining lot 5 and that a substantial fence shall be maintained for the full depth of such interior lot line to Newkirk avenue; that no signs

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shall be erected on the portion within the business use district; that such portion shall be levelled substantially to the grade of Newkirk avenue and shall be surfaced with clean gravel, steam cinders or other suitable material properly rolled and treated with a binder; that adequate aisles shall be maintained for entrance and egress through the gasoline station; that such portable fire extinguishers shall be maintained as the fire commissioner shall direct; that all permits shall be obtained and all work completed within three months from the date of this resolution.

44-43-BZ

APPLICANT—Lama and Proskauer, for Ida Sarfati, owner.

SUBJECT—Application (decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a residence use district, the conversion of occupancy of a building (the legal occupancy is two (2) stores and one family) to light manufacturing (dresses).

PREMISES AFFECTED—70-74 Malta street, west side, 100 ft. north of Hegeman avenue (Block 4294, Lot 32), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama and Jack Sarfati.

For Opposition: Davis Reifer, Sam Levine, Sam Eskenazi and Anne Shodokofsky.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (44-43-BZ)

WHEREAS, Lama and Proskauer, for Ida Sarfati, owner, filed January 28, 1943, an application under section 7c of the zoning resolution, to permit in a residence use district, the conversion of occupancy of a building (the legal occupancy is two (2) stores and one family) to light manufacturing (dresses); premises 70-74 Malta street, west side, 100 ft. north of Hegeman avenue (Block 4294, Lot 32), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting May 4, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Malta street is in a residence and business use district; Louisiana avenue is in a business use district and Hegeman avenue is in a business use district; and

WHEREAS, the decision of the borough superintendent dated January 21, 1943, on B. N. Applic. 33-43, reads:

"Proposed change of occupancy from 2 stories and one family to light manufacturing (dresses) in a residential use district is contrary to Art. II, Sec. 3 of zoning resolution."

and

WHEREAS, the applicant states that the existing building is one story in height with a frontage of 33 ft. 8. in. and a depth of 53 ft. 10 in., irregular in area; of Class 3 construction and that it is proposed to convert the occupancy of the existing building (for which a Certificate of Occupancy 92431, dated June 22, 1939 has been issued for: Cellar, bakery shop; 1st story, two (2) stores and two (2) families to light manufacturing (dresses); and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant under section 7, subdivision c, of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the requirements of the use district regulations of the zoning resolution, and that the appli-

cation be and it hereby is *granted* under section 7c thereof to permit the proposed change of occupancy, *on condition* that the building shall not be increased in height or area; that the factory shall be operated only during the hours 9 A. M. to 5 P. M. on week days, excluding Sundays and holidays; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that a new Certificate of Occupancy shall be obtained; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that all permits shall be obtained and all work completed within three (3) months from the date of this resolution.

APPEAL FROM ADMINISTRATIVE DECISION

792-42-A

APPLICANT—Louis A. Kiesewetter, for Texas Company, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—736-746 Linden boulevard and 796-802 Utica avenue, southwest corner (Block 4675, Lot 6), Borough of Brooklyn.

APPEARANCES—

For Applicant: Joseph B. Lynch.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to June 8, 1943 at 10 A.M., in conjunction with calendar 987-41-BZ.

Adjourned: 12:40 P.M.

JOSEPH J. DOYLE, Chief Clerk

REGULAR MEETING

TUESDAY AFTERNOON, MAY 4, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

ZONING CASES

52-36-BZ

APPLICANT—William H. Davis, for Cornelia Kip Livingston, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution (decision of the borough superintendent) under section 21 of the zoning resolution, to permit in a business use district, the extension of an existing building used for architectural iron works (the present use of the existing building was previously granted by the Board).

PREMISES AFFECTED—220 East 97th street, south side, 285 ft. east of Third avenue (Block 1646, Lot 3), Borough of Manhattan.

APPEARANCES—

For Applicant: William H. Davis.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

836-42-BZ

APPLICANT—Harry Yahr (lessee), for The Gerry Corporation, Inc., owner.

SUBJECT—Application for consideration—reopening and reconsideration—Application (decision of the borough superintendent) previously denied, under section 7h of the zoning resolution, to permit in

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retail-1 use district, for a term of two years, the parking of more than five motor vehicles.
PREMISES AFFECTED—108-112 West 41st street, south side, 125 ft. west of Sixth avenue (Block 993, Lot 38), Borough of Manhattan.

APPEARANCES—

For Applicant: Harry Yahr.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

23-BZ

APPLICANT—William I. Hohaus, for 129 East Fordham Road Company, Incorporated, owner.

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting partly in a business use and partly in a residence use district, the conversion of occupancy of the second story of an existing business building (previously granted by the Board) from offices to bowling alleys.

PREMISES AFFECTED—2470-2482 Morris avenue and 29-39 East Fordham road, northeast corner (Block 3174, Lot 5), Borough of The Bronx.

APPEARANCES—

For Applicant: William I. Hohaus.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

RESOLUTION (375-23-BZ)

WHEREAS, this application, under section 7c of the zoning resolution, permitting partly in a residence use district and partly in a business use district, the erection and maintenance of a business building, affecting premises 2470-2482 Morris avenue and 29-39 East Fordham road, northeast corner (Block 3174, Lot 5), Borough of The Bronx, was granted by the Board April 6, 1926, on certain conditions; resolution amended July 26, 1929, April 21, 1942, and July 7, 1942, and applicant requested an extension of time to obtain permits to complete the work.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of April 6, 1926 as amended through July 7, 1942, only in so far as it has reference to obtaining permits and completion of the work, so that as amended, this portion of the resolution shall read:

"that all permits shall be obtained and all work completed within one (1) year from the date of this amended resolution."

29-BZ

APPLICANT—Kesbec, Inc. (lessee), for Board of Transportation, City of New York, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decisions of the superintendent of buildings and the fire commissioner) previously granted on condition, under section 7f of the zoning resolution, permitting in a business use district, the erection and maintenance of a gasoline service station for a temporary period.

PREMISES AFFECTED—401-407 West 207th street and 3876-3882 Ninth avenue, northwest corner (Block 2204, part of Lot 1), Borough of Manhattan.

APPEARANCES—

For Applicant: Sanford Smith.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (608-29-BZ)

WHEREAS, this application affecting premises 401-407 West 207th street and 3876-3882 Ninth avenue, northwest corner (Block 2204, part of Lot 1), Borough of Manhattan, was granted by the Board for a temporary period of two years under section 7, subdivision f, January 7, 1930, and the variation extended for a further period from January 7, 1932, March 27, 1934, March 10, 1936, May 4, 1937, May 9, 1939 and May 6, 1941, and applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of January 7, 1930, as amended through May 6, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7f for a temporary term of two (2) years from the date of this amended resolution."

678-30-BZ

APPLICANT—Joseph A. Webber (lessee), for Board of Transportation, City of New York, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the superintendent of buildings) previously granted on condition, under section 7f of the zoning resolution, permitting partly in a business use and partly in a residence use district, the erection and maintenance of a colony of sixty-five (65) individual garages.

PREMISES AFFECTED—401-423 West 207th street and 3876-3882 Ninth avenue, northwest corner (Block 2204, part of Lot 1), Borough of Manhattan.

APPEARANCES—

For Applicant: Sanford Smith.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (678-30-BZ)

WHEREAS, this application affecting premises 401-423 West 207th street and 3876-3882 Ninth avenue, northwest corner (Block 2204, part of Lot 1), Borough of Manhattan, was granted by the Board for a temporary period of two years under section 7, subdivision f on May 26, 1931, time extended, May 31, 1933, May 21, 1935, May 4, 1937, May 9, 1939 and May 6, 1941, and applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of January 7, 1930, as amended through May 6, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7f for a temporary term of two (2) years from the date of this amended resolution."

53-31-BZ

APPLICANT—Herman Kron, for I. T. Flatto, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the

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commissioner of buildings) previously granted on condition, under section 7f of the zoning resolution, permitting in a business use district, the maintenance of a gasoline service station for a temporary period.

PREMISES AFFECTED—301-331 West 230th street, northeast corner of Spuyten Duyvil road (Block 3406-A, Lot 63 and part of Lots 62 and 64), Borough of The Bronx.

APPEARANCES—

For Applicant: Herman Kron.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (53-31-BZ)

WHEREAS, this application affecting premises 301-331 West 230th street, northeast corner of Spuyten Duyvil road (Block 3406-A, Lot 63 and part of Lots 62 and 64), Borough of The Bronx, was granted by the Board June 30, 1931, under section 7, subdivision f, for a temporary period of two years on certain conditions and the temporary period extended March 14, 1933, May 28, 1935, March 16, 1937, September 14, 1937, May 9, 1939 and April 15, 1941, and the applicant requested a further extension of the temporary permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of June 30, 1931 as amended through resolution of April 15, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7f for a term of two (2) years from June 30, 1941, except that in the event the gasoline station remains closed as at present for one (1) year, this variance shall terminate within one (1) year from the date of this *amended* resolution."

23-38-BZ

APPLICANT—Margaret Scally, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the commissioner of buildings) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—136-43 to 136-45 37th avenue, north side, 400 ft. east of Main street (Block 4977, Lots 90 and 91), Flushing, Borough of Queens.

APPEARANCES—

For Applicant: William F. Hallinan, Jr.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (23-38-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district, for a temporary period of not more than two years the parking and storage of more than five motor vehicles, affecting premises 136-43 and 136-45 37th avenue, north side, 400 ft. east of Main street (Block 4977, Lots 90 and 91), Flushing, Borough of Queens, was granted by the Board November 9, 1938, on certain conditions, permit extended January 7, 1941, and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals do hereby *amend* the resolution of November 9, 1938, as amended through January 7, 1941, so that as amended, this portion of the resolution shall read:

"Granted under section 7h for a term of two years from the date of this *amended* resolution."

368-38-BZ

APPLICANT—John F. Trommer, Incorporated, owner.

SUBJECT—Application for consideration—reopening extension of time—Application (decision of acting borough superintendent) previously granted on condition, under section 7a of the zoning resolution, permitting in a business use district, the operation and maintenance of a garage for more than five motor vehicles and a motor vehicle repair shop to be operated in conjunction with the brewery business on the site.

PREMISES AFFECTED—66-86 Conway street, east side, 204 ft. south of Bushwick avenue (Block 3476, Lots 16 and 10), Borough of Brooklyn.

APPEARANCES—

For Applicant: Arthur R. Koch.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND TIME

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (368-38-BZ)

WHEREAS, this application under section 7a of the zoning resolution, permitting in a business use district, the operation and maintenance of a garage for more than five motor vehicles and a motor vehicle repair shop, to be operated in conjunction with the brewery business on the site, affecting premises 66-86 Conway street, east side, 204 ft. south of Bushwick avenue (Block 3476, part of Lots 16 and 10), Borough of Brooklyn, was granted by the Board July 20, 1938, on certain conditions, time to obtain permits for complete work extended May 6, 1941 and April 28, 1942, and the applicant requested a further extension of time to obtain permits and complete work.

Resolved, that the Board of Standards and Appeals do hereby *amend* the resolution adopted on July 20, 1938, as amended May 6, 1941 and April 28, 1942, only so far as it has reference to obtaining permits and completion of work, so that as amended, this portion of the resolution shall read:

"that all permits shall be obtained and all work completed within one (1) year from the date of this *amended* resolution."

1053-38-BZ

APPLICANT—Irving Friedman, for Brooklyn Development Company, owner.

SUBJECT—Application for consideration—reopening extension of permit—Application (decision of acting borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—2503-2537 65th street, northeast corner of McDonald avenue (Block 6607, Lots 16 and 42), Borough of Brooklyn.

APPEARANCES—

For Applicant: Irving Friedman.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

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THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (1053-38-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district, for a temporary period of two years, the parking and storage of more than five motor vehicles, affecting premises 2503-2537 65th street, northwest corner of McDonald avenue (Block 6607, Lots 34 and 42), Borough of Brooklyn, was granted by the Board April 4, 1939, on certain conditions, permit extended March 25, 1941 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of April 4, 1939, as amended in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h for a term of two (2) years from the date of this *amended* resolution."

240-BZ

APPLICANT—Paul Friedman, for Frank Derasmo, owner.

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting in a residence use district, the erection of an accessory building on an existing gasoline service station.

PREMISES AFFECTED—144-25 North Conduit avenue, north side, 215 ft. west of 135th avenue and 144-40 135th avenue (Block 2873, Lot 18), South Ozone Park, Borough of Queens.

APPEARANCES—

For Applicant: None.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (27-40-BZ)

WHEREAS, this application under section 7c of the zoning resolution, permitting in a residence use district, the erection of an accessory building on an existing gasoline service station, affecting premises 144-25 North Conduit avenue, north side, 215 ft. west of 135th avenue and 144-40 135th avenue (Block 2873, Lot 18), South Ozone Park, Borough of Queens, was granted by the Board on May 5, 1942, on certain conditions and the applicant requested an extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of May 5, 1942, only in so far as it has reference to obtaining permits and completion of the work, so that as amended, this portion of the resolution shall read:

"that all permits required shall be obtained and all work completed within one (1) year from the date of this *amended* resolution."

452-41-BZ

APPLICANT—Henry C. Brockman, for The Trustees of Columbia University in the City of New York, owner (Gulf Oil Corporation, lessee).

SUBJECT—Application for approval of plans—Application (decision of the borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting in a business use district, the alteration and reconstruction of a gasoline service station; part of the premises is on the same street

and between the same intersecting streets as a school and library.

PREMISES AFFECTED—2011-2013 Broadway, west side, from West 68th street to West 69th street (entire block), 151-155 West 68th street and 166-178 West 69th street (Block 1140, part of Lots 4, 5, 7, 10, 14, 55 and 58), Borough of Manhattan.

APPEARANCES—

For Applicant: Joseph B. Lynch.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Plans approved.

THE VOTE TO APPROVE PLANS—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (234-41-BZ)

WHEREAS, Henry C. Brockman, for The Trustees of Columbia University in the City of New York, owner (Gulf Oil Corporation, lessee), filed March 19, 1941 an application under section 7c of the zoning resolution, to permit in a business use district, the alteration and reconstruction of a gasoline service station; part of the premises is on the same street and between the same intersecting streets as a school and library; premises 2011-2013 Broadway, west side, from West 68th street to West 69th street (entire block), 151-155 West 68th street and 166-178 West 69th street (Block 1140, Lots 4, 5, 7, 10, 14, 55, 58) Borough of Manhattan; and

WHEREAS, this application was granted by the Board on February 13, 1942, on certain conditions and on January 5, 1943, time was extended for the submission of complete working drawings; and

WHEREAS, the applicant has requested the approval of plans, in accordance with the resolution of January 13, 1942.

Resolved, that the Board of Standards and Appeals does hereby *approve* plans marked "Received April 15, 1943," as in substantial compliance with the requirements of the resolution adopted by the Board on January 13, 1942.

452-41-BZ

APPLICANT—Louis A. Kiesewetter, for South Atlantic Realty Company, owner.

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting in a business use district, the construction of a new accessory building on an existing gasoline service station.

PREMISES AFFECTED—406 Bay street, northwest corner of Clinton street (Block 505, Lot 18), Tompkinsville, Borough of Richmond.

APPEARANCES—

For Applicant: Joseph B. Lynch.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (452-41-BZ)

WHEREAS, this application under section 7c of the zoning resolution, permitting in a business use district, the construction of a new accessory building on an existing gasoline service station, affecting premises 406 Bay street, northwest corner of Clinton street (Block 505, Lot 18), Tompkinsville, Borough of Richmond, was granted by the Board September 16, 1941, on certain conditions, resolution amended June 9, 1942, time to obtain permits and complete the work, extended on October 6, 1942, and applicant requested a further extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of September 16, 1941, as amended through October 6, 1942, only in so far as it has

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reference to obtaining permits and completion of the work, so that as amended, this portion of the resolution shall read:

"that all permits required shall be obtained and all work completed within one (1) year from the date of this amended resolution."

558-42-BZ

APPLICANT—Fairgate Holding Corporation, owner.

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting partly in a retail use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—96-05 63rd road, northeast corner of 96th street (Block 2085, Lots 155, 157, 159 and 101), Rego Park, Borough of Queens.

APPEARANCES—

For Applicant: Francis Finklehor.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (558-42-BZ)

WHEREAS, the application under section 7h of the zoning resolution, permitting partly in a retail use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles, affecting premises 96-05 63rd road, northeast corner of 96th street (Block 2085, Lots 155, 157, 159 and 101), Rego Park, Borough of Queens, was granted by the Board on October 27, 1942, on certain conditions and the applicant requested an extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of October 27, 1942, only in so far as it has reference to obtaining permits and completion of the work, so that as amended, this portion of the resolution shall read:

"that all permits shall be obtained and all work completed within three (3) months from the date of this amended resolution."

82-43-BZ

APPLICANT—James A. Boyle, for Louis L. Ahlers, owner (Celtic Circle, Inc., lessee).

SUBJECT—Application (decision of the borough superintendent) under section 7c of the zoning resolution, to permit partly in a residence use and partly in a business use district, the erection of a grandstand for an athletic field, the use of which is primarily for business purposes.

PREMISES AFFECTED—1232-1254 Avenue Z and 2602-2644 East 13th street, southwest corner (Block 7457, Lots 1 and 15), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

For Administration: Morris Hannes, Dep't of Housing and Buildings.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (82-43-BZ)

WHEREAS, James A. Boyle, for Louis L. Ahlers, owner (Celtic Circle, Inc., lessee), filed on February 25, 1943, an

application with the Board of Standards and Appeals, for a decision of the borough superintendent, under section 7c of the zoning resolution, to permit partly in a residence use and partly in a business use district, the erection of a grandstand for an athletic field, the use of which is primarily for business purposes; affecting premises 1232-1254 Avenue Z and 2602-2644 East 13th street, southwest corner (Block 7457, Lots 1 and 15), Borough of Brooklyn; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is dismissed for lack of prosecution.

APPEALS FROM ADMINISTRATIVE DECISION

900-42-A

APPLICANT—Clifton Paper Stock Company, lessee, for Cola-Santa-Lucia, Inc., owner.

SUBJECT—Appeal from order and decision of the fire commissioner.

PREMISES AFFECTED—384 Water street, north side, 49 ft. 10 in. north of Oliver street (Block 251, Lots 1 and 52), Borough of Manhattan.

APPEARANCES—

For Applicant: Selma Davidson.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Laid over to May 11, 1943 at 1 P.M., on request of applicant's representative.

98-43-A

APPLICANT—Sidney L. Strauss, for Copp Stratton, Inc., owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—131-39 41st avenue, 324.75 ft. west of Lawrence street (Block 5060, Lots 13 and 16), Borough of Brooklyn.

APPEARANCES—

For Applicant: Sidney L. Strauss.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to May 18, 1943 at 1 P.M., pending an inspection by a committee of the Board.

125-43-A

APPLICANT—Sidney L. Strauss, for Commodore-Irene Co., Inc., owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—323-335 East 44th street, north side and 322-334 East 45th street, south side, 175 ft. west of Fifth avenue (Block 1337, Lot 4), Borough of Manhattan.

APPEARANCES—

For Applicant: Sidney L. Strauss.

For Administration: Insp. Maher, Fire Dep't.

ACTION OF BOARD—Laid over to May 18, 1943 at 1 P.M., pending an inspection by a committee of the Board.

131-43-A

APPLICANT—Cruikshank Co., for Lillian Living Remsen, owner (Belikoff Brothers, lessee).

SUBJECT—Appeal from decisions re an order of the fire commissioner.

PREMISES AFFECTED—13 Elizabeth street, west side, 175 ft. north of Bayard street (Block 201, Lot 1), Borough of Manhattan.

APPEARANCES—

For Applicant: F. Schaffner.

For Administration: Insp. Maher, Fire Dep't.

ACTION OF BOARD—Laid over to May 18, 1943 at 1 P.M., pending an inspection by a committee of the Board.

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43-A
APPLICANT—Cruikshank Company, for Lillian Livingston Remsen, owner (Belikoff Brothers, lessee).
SUBJECT—Appeal from an order and decisions of the fire commissioner.
PREMISES AFFECTED—15-17 Elizabeth street, west side, 200 ft. north of Bayard street (Block 201, Lot 22), Borough of Manhattan.
APPEARANCES—
 For Applicant: F. Schaffner.
 For Administration: Insp. Maher, Fire Dep't.
ACTION OF BOARD—Laid over to May 18, 1943 at 2 P.M., pending an inspection by a committee of the Board.

43-A
APPLICANT—Saul Goldsmith for Barnet Weinstein and Sons, Incorporated, owner.
SUBJECT—Appeal from a decision of the borough superintendent.
PREMISES AFFECTED—126-144 Stewart avenue and 528-546 Meserole street, southeast corner (Block 2977, Lot 1), Borough of Brooklyn.
APPEARANCES—
 For Applicant: Saul Goldsmith.
 For Administration: Fred Dahlem, Dep't of Housing and Buildings.
ACTION OF BOARD—Laid over to May 11, 1943 at 2 P.M. Applicant to submit revised plans.

43-A
APPLICANT—The Fred Goat Co., Inc., lessee, for Pittsburgh Glass Co., owner.
SUBJECT—Appeal from an order and a decision of the fire commissioner.
PREMISES AFFECTED—310-320 Dean street, southeast corner of Third avenue (Block 198, Lots 8, 11 and 12), Borough of Brooklyn.
APPEARANCES—
 For Applicant: Jens N. Mortensen.
 For Administration: Insp. Meyer, Fire Dep't.
ACTION OF BOARD—Laid over to May 18, 1943 at 2 P.M., pending an inspection by a committee of the Board.

43-A
APPLICANT—Melvin A. Albert for Wesiman, Celler, Quinn, Allan and Spett, for Metropolitan Playhouses, Inc., owner and Randforce Amusement Corp., lessee.
SUBJECT—Appeal from a decision of the acting borough superintendent.
PREMISES AFFECTED—122-02 Liberty avenue, southeast corner of 122nd street (Block 630, Lot 1), Richmond Hill, Borough of Queens.
APPEARANCES—
 For Applicant: Alfred A. Lama.
 For Administration: Fred Dahlem, Dep't of Housing and Buildings.
ACTION OF BOARD—Laid over to May 18, 1943 at 2 P.M., on request of applicant's representative.

43-A
APPLICANT—John E. Cahill or Sophia Doyle, owner, Silvio Lagana, lessee.
SUBJECT—Appeal from a decision of the borough superintendent.
PREMISES AFFECTED—123-52 Lax avenue, southwest corner of 125th street (Block 3921, Lot 41), College Point, Borough of Queens.
APPEARANCES—
 For Applicant: John E. Cahill.
 For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to May 18, 1943 at 2 P.M., pending an inspection by a committee of the Board.

635-41-A
APPLICANT—Abraham Nichols, lessee, for Henrietta Grum, owner.
SUBJECT—Application for consideration—reopening and restoration to the calendar—appeal from a decision of the borough superintendent.
PREMISES AFFECTED—398-408 Riverdale avenue, southwest corner of Junius street (Block 3831, Lot 25), Borough of Brooklyn.
APPEARANCES—
 For Applicant: Abraham Nichols.
 For Administration: Fred Dahlem, Dep't of Housing and Buildings.
ACTION OF BOARD—Appeal reopened and restored to calendar, subject to usual procedure.
THE VOTE TO REOPEN—
 Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
 Negative 0

337-42-S
APPLICANT—Brewster Aeronautical Corporation (lessee), for Braeco Realty Corporation, owner.
SUBJECT—Application for consideration—reopening and restoration to the calendar—Variation of the labor law as cited in an order and decisions of the fire commissioner and a decision of the borough superintendent (previously withdrawn).
PREMISES AFFECTED—34-01 to 34-19 38th avenue, north side, from 34th to 35th streets (Block 376, Lot 1), Long Island City, Borough of Queens.
APPEARANCES—
 For Applicant: Merwin Lewis.
 For Administration: Fred Dahlem, Dep't of Housing and Buildings.
ACTION OF BOARD—Application reopened and restored to calendar, subject to usual procedure.
THE VOTE TO REOPEN—
 Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
 Negative 0

688-42-A
APPLICANT—Manhattan Opera House Holding Company, owner.
SUBJECT—Application for consideration—reopening and restoration to calendar—Appeal from a decision of the borough superintendent (previously withdrawn).
PREMISES AFFECTED—311-315 West 34th street, north side, 200 ft. west of Eighth avenue and 316 West 35th street (Block 758, Lot 28), Borough of Manhattan.
APPEARANCES—
 For Applicant: William J. Minogue.
 For Administration: Fred Dahlem, Dep't of Housing and Buildings.
ACTION OF BOARD—Appeal reopened and restored to calendar, subject to usual procedure.
THE VOTE TO REOPEN—
 Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
 Negative 0

723-42-A
APPLICANT—Roy Clinton Morris, for Anna Lavino, owner (Angela Contessa, lessee).
SUBJECT—Application for consideration—reopening and restoration to calendar—Appeal from a decision of the borough superintendent (previously withdrawn).

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PREMISES AFFECTED—330 East 51st street, south side, 138 ft. 9 in. west of First avenue (Block 1343, Lot 40), Borough of Manhattan.

APPEARANCES—

For Applicant: Roy Clinton Morris.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and restored to calendar, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

99-43-A

APPLICANT—Jakob W. Sherman, Agudus Chasidei Chabad of USA, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—770-774 Eastern parkway, south side, 90 ft. west of Kingston avenue (Block 1271, Lot 31), Borough of Brooklyn.

APPEARANCES—

For Applicant: Jakob W. Sherman.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal withdrawn after argument.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

698-42-A

APPLICANT—Cafiero and Lacerenza, for East New York Savings Bank, owner.

SUBJECT—Appeal from a decision re an order of the fire commissioner and a decision of the borough superintendent.

PREMISES AFFECTED—69-01 Metropolitan avenue and 66-79 69th street, northeast corner (Block 3050, Lot 49), Middle Village, Borough of Queens.

APPEARANCES—

For Applicant: William A. Lacerenza, Joseph Cafiero and George S. Terhune.

For Administration: Fred Dahlem, Dep't of Housing and Buildings and Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (698-42-A)

WHEREAS, Cafiero and Lacerenza, for East New York Savings Bank, owner, filed on September 24, 1942, an appeal from an order and decision of the fire commissioner and a decision of the borough superintendent, affecting premises 69-01 Metropolitan avenue and 66-79 69th street, northeast corner (Block 3050, Lot 49), Middle Village, Borough of Queens; and

WHEREAS, order 90326-C issued by the fire commissioner February 12, 1942, reads:

"1. Surrender to the bearer Fire Department Permit 22396 expiring June 6, 1942 authorizing the maintenance of an oil selling station at 69-01 Metropolitan avenue, Queens Village, N. Y., as it is revoked for the reason that a recent inspection of the premises shows that the 2nd story (directly over the oil selling station) is occupied as a factory (Knitting mills). This is a violation of C19-51-b3 of the Administrative Code which reads as follows:

'No permit shall be issued for the storage or sale of volatile inflammable oil (gasoline) in any build-

ing where dry goods or other material of a highly inflammable nature are manufactured, stored or sold.

2. You are, therefore, ordered to discontinue operation of an oil selling station at this location. Gasoline must be removed from the four gasoline storage tanks, pumps dismantled, and the inlet and outlet openings of the storage tank closed and sealed with cement."

and

WHEREAS, said order was repeated in a decision of the fire commissioner dated September 24, 1942; and

WHEREAS, the decision of the borough superintendent dated February 13, 1943, reconsideration denied March 1943 on Alt. Applic. 2-25-42 reads:

"1. Second floor is not capable of sustaining a minimum required live load of 120 lbs. per sq. ft."

and

WHEREAS, the applicant states that the building is 1 1/2 stories (32 ft.) in height, 139 ft. 3 1/2 in. irregular in area at first floor, 72 ft. by 80 ft. in area second floor, of Class 3 construction, erected in 1931, located in an unrestricted use district and used and occupied as described in Cal. 136-43-S; and

WHEREAS, the applicant contends as to items 1 and 2 of the fire commissioner's order 90326-C, that although an oil selling station is theoretically inside the building, separated from the balance of the building by 8 in. 1 wall and ceiling covered with metal lath and plaster; the floor is concrete on the ground; that the oil selling station is open to the street; and

WHEREAS, the applicant contends as to Objection 1 of the borough superintendent's decision, that the permitted live load on the second floor indicated by Certificate of occupancy 48023 issued November 6, 1931 is 75 lbs.; it is proposed to maintain this loading by providing distributing members of sufficient strength and length under each machine, the weight over area of which exceeds 75 lbs. per sq. ft. and it is proposed to post floor in accordance therewith; that the second floor is used for the manufacture of woolen sweaters with an occupancy of 27 persons; that 50% of the work done is for the Fire Department.

Resolved, that the order of the fire commissioner, C 90326-C, Objection 1, be and it hereby is *modified* and the appeal be and it hereby is *granted on condition* that the building shall not be increased in height or area; that the factory shall be restricted to the second story space as proposed; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto, other than as modified by the Board, modifying its decision under Alt. Applic. 2125-42 and under Cal. Nos. 698-42-A and 136-43-S; that the objection of the borough superintendent acting on Alt. Applic. 2125-42, Objection 1, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the second story shall generally have a floor capacity per square foot of 75 lbs.; that where necessary for distributing concentrated load of machinery, that the floor shall be reinforced to the satisfaction of the borough superintendent; that in all other respects, the requirements of the Labor Law and all other laws, rules and regulations applicable thereto shall be complied with, other than as modified by the Board under Cal. No. 136-43-S; that the live load for service of pressing machines on second floor shown in space under the gasoline service station store shall be located in the main boiler room which shall be separated from all other parts of the building by 3-hour fire-proof construction and enterable only from the exterior of the building.

906-42-A

APPLICANT—Croker Fire Prevention Corp. for 1 phreys Homeopathic Medicine Co., owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

MINUTES

PREMISES AFFECTED—57-59 Prince street, 273 Lafayette street, northeast corner (Block 510, Lot 30), Borough of Manhattan.

APPEARANCES—

For Applicant: Sidney L. Strauss.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioner Blum and Deputy Chief Gunn..... 3
Negative 0
Not Voting: Commissioner Savage..... 1

THE RESOLUTION (906-42-A)

WHEREAS, Croker Fire Prevention Corp., for Humphreys Homeopathic Medicine Co., owner, filed December 28, 1942, appeal from an order and decision of the fire commissioner; premises 57-59 Prince street, 273 Lafayette street, northeast corner (Block 510, Lot 30), Borough of Manhattan; and

WHEREAS, Order 32587-LC, issued by the fire commissioner November 9, 1942, reads:

"With reference to your application dated September 4th, 1942 for a permit to maintain a wholesale drug store at above location, I regret to inform you that this department is without power to grant such a permit for the reason:

Building is not equipped with a fixed fire extinguishing system or other means for the extinguishment of fire, satisfactory to the Fire Commissioner. Section C19-136.0-4 Article 24, Administrative Code.

YOU ARE THEREFORE, HEREBY, ADVISED TO:

(1) Discontinue the maintenance of a wholesale drug store on these premises. Section C19-134.0, Article 24, Administrative Code."

WHEREAS, the said order was repeated in a decision of the fire commissioner, dated December 16, 1942; and

WHEREAS, the decision of the fire commissioner, dated December 28, 1943, reads:

"Your recent request regarding the withdrawal of the application for a permit to conduct a wholesale drug house at the above location is denied. It is the contention of this department that the business of Humphreys Homeopathic Medicine Company comes within this classification, and the order to discontinue the business because of the lack of fire extinguishment is valid."

WHEREAS, the applicant states the building is 5 stories, (11 ft.) in height, 46 ft. 9½ in. by 99 ft. 10¾ in. in area; Class 3 construction; erected 1890; located in an unrestricted district and used as follows: Cellar, storage, no persons; 1st floor, stores, 13 persons; 2nd floor, offices, 14 persons; 3rd floor, Packaging Dept., 15 persons; 4th floor, printing, 10 persons; 5th floor, tablet making, 5 persons. No change in use or occupancy is proposed. Certificate of Occupancy was issued September 28, 1925, permitting the use of building for stores on the 1st floor and factory above;

WHEREAS, the applicant contends that the present owner occupied the building since 1926 and is engaged in the manufacture of homeopathic medicines; that none of the ingredients of the products manufactured are of a combustible nature; that none of the material stored is of a dangerous nature; that the building is well ventilated, equipped with an interior fire alarm system and meets the requirements in every respect and these premises should not be considered as a wholesale drug store within the meaning of Chapter 19 of the Administrative Code.

Resolved, that the order of the fire commissioner, Order 32587-LC, be and it hereby is modified and the appeal be and it hereby is granted on condition that the building shall be occupied as a wholesale drug house within the definition

as stated under Title C, Section C19-26, Paragraph 45; that no chemicals shall be stored in quantities greater than ordinarily permitted in a retail drug store; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that the interior fire alarm system shall be maintained to the satisfaction of the fire commissioner.

117-43-S

APPLICANT—Control Instrument Co., Inc., lessee, for Bush Terminal Buildings, owner.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—33-67 35th street, and east side of 2nd avenue, 1300 ft. 4 in. north of 39th street (Bush Building 5); (Block 687, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Charles W. Olsen.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (117-43-S)

WHEREAS, Control Instrument Co., Inc., lessee, for Bush Terminal Buildings Co., owner, filed March 17, 1943, an application for variation of the labor law as cited in a decision of the borough superintendent; premises 33-67 35th street, east side of 2nd avenue, 1300 ft. 4 in. north of 39th street (Bush Bldg. 5); (Block 687, Lot 1), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent, dated February 16, 1943, re Alt. Applic. 206-43, reads:

"1. Wire mesh partitions on platform of stairway as indicated on plans are contrary to Sec. 272 par. 1 and 3 of the Labor Law."

and

WHEREAS, the applicant states the building is six stories, (83 ft.) in height, 75 ft. by 700 ft. in area; Class 1 construction; erected in 1911; located in an unrestricted use district and occupied throughout for factory and offices; that the building is equipped with standpipe, sprinkler and interior fire alarm systems; four interior stairs of fireproof construction 7 ft. 3 in. wide lead from street to roof and three exterior stairs, each leading from roof to grade with fireproof windows and doors on the course thereof; and

WHEREAS, the applicant states that it is proposed to retain the wire mesh partitions located in the stair walls of 2nd, 3rd and 4th floors of Bldg. 5 between sections A and B, as indicated on filed plans with this application; and

WHEREAS, the applicant contends that these wire mesh partitions were installed in order to obtain maximum plant security as required by the United States Government; that with the use of the wire mesh partitions, it is able to protect the plant from sabotage, entrance to the premises by strangers, control of its own employees when leaving the plant and for many other legitimate reasons.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the requirements of the labor law as cited in a decision of the borough superintendent on Alt. Applic. 206-43, Objection 1, and that the application be and it hereby is granted to permit the continuance of the wire mesh partitions as proposed, for a term of six (6) months from the date of this resolution, on condition that all existing means of exit shall be maintained in all other respects; that the standpipe, sprinkler and interior fire alarm system shall be maintained to the satisfaction of the fire commissioner, and in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

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120-43-A

APPLICANT—Myron K. Weil, owner (Universal Tire Co., lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—288 Flushing avenue, south side, 50 ft. 4 in. west of Steuben street (Block 1878, Lot 29), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (120-43-A)

WHEREAS, Myron K. Weil, owner, for Universal Tire Co., lessee, filed March 18, 1943, an appeal from a decision of the borough superintendent; premises 288 Flushing avenue, south side, 50 ft. 4 in. west of Steuben street (Block 1878, Lot 29), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent, acting on B. N. Applic. 830-42, dated February 25, 1943, reads:

"Storing of truck in a class 3 bldg. more than one story in height, is contrary to 4.2.1 of Bldg. Code."

and

WHEREAS, the applicant states the building is three stories (40 ft.) in height, 25 ft. by 93 ft. in area; at 1st floor, 25 ft. by 50 ft. in area at typical floor; Class 3 construction; erected 1895; located in an unrestricted use district and used as follows: Cellar, vacant; 1st floor, sale and storage of tires and storage of one truck, 2 persons; 2nd floor, tire storage and vulcanizing, 1 person; no change in use or occupancy is proposed; and

WHEREAS, the applicant contends that it is not proposed to operate a garage on these premises; that only one light truck will be kept on the premises, the total weight of which when empty, does not exceed 5,000 lbs. and when loaded, 7,000 lbs.; that this truck will be kept in the driveway portion of the ground floor of the building and will be used by the lessee in the conduct of his business; that it would be a hardship on the lessee if he were not permitted to keep the truck on the premises.

Resolved, that the decision of the borough superintendent on Building Notice Applic. 830-42, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that not more than one (1) truck shall be stored within the building as proposed and such truck shall be stored only on the first floor; that the first floor portion shall be fire retarded in accordance with the Rules of the Board for fire retarding garages; that the floor load shall be strengthened, if necessary to comply with the Code requirements therefor, to the satisfaction of the borough superintendent; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto, other than as modified by the Board under Cal. 838-21-S, as amended through January 12, 1943.

124-43-A

APPLICANT—Emil Koeppel, for Olaf B. Olsen, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—1317 77th street, north side, 140 ft. east of 13th avenue (Block 6233, Lot 71), Borough of Brooklyn.

APPEARANCES—

For Applicant: Emil Koeppel and Julia Olsen.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn..

Negative

THE RESOLUTION (124-43-A)

WHEREAS, Emil Koeppel, for Olaf Olsen, owner, filed March 23, 1943, an appeal from a decision of the borough superintendent, affecting premises 1317 77th street, north side, 140 ft. east of 13th avenue (Block 6233, Lot 71), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent, dated March 22, 1943, on amendment to Alt. Applic. 2446- reads:

"1. The construction of a frame extension to a building which occupies the entire width of the lot is contrary to the Building Code, Sect. 4.1.3."

and

WHEREAS, the applicant states the building is two stories (30 ft.) in height; 20 ft. by 58 ft. 8 in. in area at 1st floor; 20 ft. by 50 ft. in area at typical floor, of Class 3 construction; located in a residence use, D area district and used and occupied: Cellar, ordinary; first floor, dwelling, one family; second floor, dwelling, one family. No change in use or occupancy is proposed; and

WHEREAS, Violation 4293 was issued October 14, 1943, for erecting an extension 8 ft. 8 in. wide, 14 ft. deep, 16 ft. high of frame construction in violation of approved permit 5130-29, which provided for such construction of brick or hollow cement blocks; and

WHEREAS, the applicant contends that the extension was erected unwittingly by the owner in 1926 and is 8 ft. 8 in. wide by 14 ft. deep, one story high, lot line walls 14 ft. wide and are filled with cinder concrete; that no windows and are filled with cinder concrete; that the interior is covered with 1/2 inch plaster board with plaster that it would be a hardship to be compelled to demolish the extension, as it would deprive the ground floor apart from the only bedroom; that the subsequent erection of extension in brick would be beyond the owners financial means.

Resolved, that the decision of the borough superintendent on Alt. Applic. 2446-41, Objection 1, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the building shall not be increased in height or area; that the proposed frame extension as constructed in 1926 without permit may be continued, provided the exterior walls are filled with concrete, to the satisfaction of the borough superintendent; that in all other respects the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

127-43-A

APPLICANT—Benjamin Goldstein, for Tobias Goldstein, lessee, for Estate of Jonas Weil, owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—685 Westchester avenue, north side, 30 ft. west of Jackson avenue (Block 2635, Lot 64), Borough of The Bronx.

APPEARANCES—

For Applicant: Alexander Brenner.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal denied.

THE VOTE TO GRANT—

Affirmative

Negative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn..

THE RESOLUTION (127-43-A)

WHEREAS, Benjamin Goldstein for Tobias Goldstein, lessee, for Estate of Jonas Weil, owner, filed March 23, 1943, an appeal from a decision of the acting borough superintendent, premises 685 Westchester avenue, north side, 30 ft. west of Jackson avenue (Block 2635, Lot 64), Borough of The Bronx; and

MINUTES

WHEREAS, the decision of the acting borough superintendent on N. B. Applic. 690-38 (Amendment disapproved March 4, 1943 and March 9, 1943), reads:

"2. Steps projecting beyond building line prohibited by Section 2.4.1.1 of the Building Code."

WHEREAS, the applicant states the building is one story, 6 in.) in height, 40 ft. by 15 ft. in area; Class 4 and construction; erected in 1938; located in a business use lot on a lot 50 ft. by 25 ft. in area and used as a lunch wagon and occupied by forty (40) persons; and

WHEREAS, the applicant contends the building was moved to present site in December, 1938, pursuant to plans approved by the Dept. of Housing and Buildings; that the building depended on the contractor to follow said plans and to knowledge that the steps were not built in accordance with said plans; there was no inspection by the Dept. of Housing and Buildings until 1943, at which time, an inspector demanded to see a certificate of occupancy; that the owner had no such permit and application was filed and disapproved by the borough superintendent; that the building in question are of brick and project 4 ft. 6 in. beyond the building line; that the customers of the lunch wagon had become accustomed to using said entrance for a period of four years; that the only other entrance is at the extreme end of the building and faces away from the street into an empty lot; that such exit has been rarely used as it has been permanently closed, so that the steps in question constitute the principal and only means of entrance and exit to the lunch wagon; that to move the lunch wagon back from the building line or cut away a portion of the flooring and move the steps back from the building would cause undue hardship and expense to the applicant; that there is a distance of 10 ft. 6 in. from the building in question to the curb, which is ample to allow pedestrian traffic; that the 4 ft. 6 in. projection is only a technical violation and does not invade any specific public right; that the lunch wagon is movable personal property and experience indicates that its location is not permanent; that the owner is now serving in the armed forces. *Resolved*, that the decision of the borough superintendent on N. B. Applic. 690-38, Objection 2, be and it hereby is *denied* and that the appeal be and it hereby is *denied*.

1943-S

APPLICANT—Cafiero and Lacerenza, for East New York Savings Bank, owner.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—69-01 Metropolitan avenue and 66-79 69th street, northeast corner (Block 3050, Lot 49), Middle Village, Borough of Queens.

APPEARANCES—

For Applicant: William A. Lacerenza, Joseph Cafiero and George S. Terhune.

For Administration: Fred Dahlem, Dep't of Housing and Buildings and Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (136-43-S)

WHEREAS, Cafiero and Lacerenza, for East New York Savings Bank, owner, filed on March 25, 1943 an application for variation of the requirements of the labor law cited in a decision of the borough superintendent, affecting premises 69-01 Metropolitan avenue and 66-79 69th street, northeast corner (Block 3050, Lot 49), Middle Village, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated February 13, 1943, reconsideration denied March 25, 1943 on Alt. Applic. 2125-42, reads:

"3. Enclosures must continue to three feet above roof and fireproofed at the top."

and

WHEREAS, the applicant states that the building is one and two stories (32 ft.) in height, 139 ft. 3½ in. irregular by 80 ft. irregular in area at first floor, 72 ft. by 80 ft. irregular in area at second floor, of Class 3 construction, erected in 1931, located in an unrestricted use district and used and occupied as follows: cellar—storage and boiler room—no persons; 1st floor—oil selling station and monumental stone works—7 persons; 2nd floor—manufacturing woolen sweaters—27 persons; that the building is equipped with two 3 ft. 8 in. iron stairs enclosed in 8 in. brick partitions, equipped with kalamein self-closing doors and one of which extends to roof and both extend to street; and

WHEREAS, the applicant contends that the second floor, comprising an area of approximately 5,700 sq. ft., is used and occupied for the manufacturing of woolen sweaters, 50% of which is for the War Department; that the northerly stair which is bulkheaded above the roof, is not involved; that the southerly stair enclosure extends only to the underside of roof and is covered over with roof construction similar to the main roof; that it is proposed to cut a new 2 ft. by 3 ft. scuttle and provide a stationary iron ladder within the stair enclosure; that all doors to both stairs will be kalamein self-closing.

Resolved, that the decision of the borough superintendent on Alt. Applic. 2125-42, Objection 3, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the bulkhead to the roof at the northerly stairs shall be continued; that a scuttle with an easily openable device and double rung ladder shall be installed within the enclosure of the southerly stair; that any windows, occurring in the wall separating the space to be occupied as proposed factory and office for same into the upper portion of the building to the east, shall be blocked up with approved masonry; that all doors leading to stairways shall comply with the requirements therefor as to construction, width and swing; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable, other than as modified by the Board under Cal. 698-42-A; that the ceiling of the gasoline ceiling portion of the premises shall be fire retarded in accordance with the Rules of the Board.

199-43-S

APPLICANT—John Burke, for Josephine S. Wilson, owner (Monterey Undergarment Co., lessee).

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—1816-1824 86th street and 2-12 Bay 19th street, southwest corner (Block 6369, Lot 50), Borough of Brooklyn.

APPEARANCES—

For Applicant: John Burke and Sidney S. Slomka.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (199-43-A)

WHEREAS, John Burke, for Josephine S. Wilson, owner (Monterey Undergarment Company, lessee), filed April 29, 1943, an application for variation of the requirements of the labor law, as cited in a decision of the borough superintendent, affecting premises 1816-1824 86th street and 2-12 Bay 19th street, southwest corner (Block 6369, Lot 50), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent dated April 21, 1943, on amendment to Alt. Applic. 719-43, reads:

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"10. Provide an 18 in. double rung fixed iron ladder to a 2 ft. by 3 ft. lightweight or counterbalanced scuttle within stair enclosure as per Rule 12 of the Board of Standards and Appeals, Factory Exit Rules.

11. Doors in stairway to be 3 ft. 8 in. wide as per Sec. 270-5 of Labor Law and stairway enclosure to extend 3 ft. 0 in. above roof as per Sec. 270-4 of Labor Law."

and

WHEREAS, the applicant states the building is two stories (29 ft. 6 in.) in height, 70 ft. 8 in. by 90 ft. in area; of Class 3 construction; erected 1929; located in a business use, C area district and used and occupied as follows: Cellar, storage, boiler room; first floor, stores, restaurant and cabaret, 75 persons; second floor, business school, 200 persons. It is proposed to be used and occupied as follows: Cellar, same; first floor, store, restaurant and cabaret, 75 persons, and manufacturing garments, 45 persons; second floor, business school, 200 persons; that the building is equipped with two interior stairs of iron construction enclosed in brick walls and terra cotta blocks equipped with kalamein self-closing doors and leading direct to street; that the rear stairs lead to roof bulkhead and that there is no safe egress from the roof; and

WHEREAS, the applicant contends that the space in question is a corner store on the first story, isolated from the balance of the building, provided with two separate and remote means of egress direct to street and proposed to be used for light manufacturing; that the stairs and doors referred to in the objections of the borough superintendent are used by the 2nd story occupancy only.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the requirements of the Labor Law as cited in the decision of the borough superintendent on Alt. Applic. 719-43, and that the appeal be and it hereby is granted as to Objections 10 and 11, on condition that the proposed factory occupancy shall be restricted to the corner store on the ground floor with a width of approximately 31 ft. and a depth of approximately 90 ft.; that there shall be no opening between such store and the exit hallway containing exit stairs from the second story; that in addition to a door not less than 3 ft. in width opening in the direction of exit to 86th street, there shall be a double door opening to Bay 19th street toward the rear with not less than 5 ft. in width and opening in the direction of exit; that in all other respects, this portion of the building shall comply with all laws, rules and regulations applicable to factory occupancy and such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that no openings shall be constructed from such factory space to any other part of the building not under the control of the factory tenant; that the bulkhead to the roof in the rear stairway shall be maintained; that in the stairway toward Bay 19th street, there shall be erected a scuttle with an easy opening device and a double rung ladder to roof; that the doors to such stairways shall not be less than 3 ft. in width opening in the direction of exit; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable and that a Certificate of Occupancy shall be obtained.

201-43-A

APPLICANT—Beatty and Berlenbach, for St. Mel's Roman Catholic Church, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—26-01 154th street, southeast corner of 26th avenue (Block 4849, Lot 1), Flushing, Borough of Queens.

APPEARANCES—

For Applicant: George Edward Beatty.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioner Savage and Blum and Deputy Chief Clerk.

Negative:

THE RESOLUTION (201-43-A)

WHEREAS, Beatty and Berlenbach, for St. Mel's Roman Catholic Church, owner, filed on April 27, 1943, an appeal from a decision of the borough superintendent affirming a premises 26-01 154th street, southeast corner of 26th avenue (Block 4849, Lot 1), Flushing, Borough of Queens.

WHEREAS, the decision of the borough superintendent dated April 16, 1943, on Alt. Applic. 187-43, reads:

"1. Building submitted for examination is not substantially same as proposed for approval on February 18, 1943 and as accepted by the Board of Standards and Appeals as per resolution 107-43-A."

and

WHEREAS, the decision of the borough superintendent dated April 21, 1943, on Alt. Applic. 187-43, reads:

"2. The area of proposed building exceeds same as approved by the Board of Standards and Appeals (107-43-A) and marked (Received March 12, 1943).

4. Wood framing details to conform with Sec. 8.7.1.8.1 (corner posts 6 x 4 or three 2 x 4) sills 4 x 6. Provide diagonal bracing.

7. Building within fire limits; all roof purlins and rafters to be 3 in. thick; also all members of roof work.

8. Provide fire stopping as per Sec. 8.7.1.8.1.

9. Live loads shall be considered as 100 lbs per sq. ft. as per Sec. 7.3.2.2.5 and floor construction designed to sustain this load.

12. Conform with Sec. 7.1.4. N. B. Code."

and

WHEREAS, the applicant states that the proposed building will be 100 ft. by 20 ft. in area; one story (13 ft. 6 in. height); Class 4 construction; located in a business use, C area district and used and occupied as a church for 75 persons; and

WHEREAS, the applicant contends as to Objection 1 on March 23, 1943, under Cal. 107-43-A, the Board granted a variation to permit the use of a frame building for a church for a temporary period on these premises; that the building upon which the Board's action was based, has been taken over by the U. S. Army; that it is proposed to use a portable type frame building, plans for which have been filed with the borough superintendent; and

WHEREAS, the applicant contends as to Objection 2 that the building to be substituted is in excess of the area permitted previously by the Board by 200 sq. ft. and it is requested that such excess area be waived; and

WHEREAS, applicant contends as to Objections 4, 7 and 8 that the building proposed is now in existence in knock-down unit form in the yards of the manufacturer; that two thick timbers in sizes 2 in. by 4 in. and 2 in. by 6 in. are the only frame members in possession and available to the manufacturer and are now incorporated in the existing fabricated unit of the structure; that the frame timbers of larger sizes cannot be substituted at this time, due to the necessity of obtaining priorities from the War Production Board, which in all probability won't be granted and therefore requested that 2 in. x 4 in. and 2 in. by 6 in. timbers be permitted to be used spaced, doubled and nailed in such a manner as to carry the loads required by the Building Code and as shown on plans filed with the borough superintendent; and

WHEREAS, the applicant contends as to Objection 8 that the type of prefabrication employed, places the wall on top of the floor beams and makes it impossible to remove the studding solid between uprights to the depth of all beams; and

WHEREAS, the applicant contends as to Objection 9, since the classification of the building under the Code

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urch, it is requested that the live load requirement of 60 s. per sq. ft. under Section 7.3.2.2.3 of the building code ply; that the exterior of the structure, walls and roof will protected with asbestos shingles; that exits will be pro- led directly to the exterior of number, size, type and loca- n required by the Building Code; that heat will be gen- ated in a boiler room of fireproof construction separated m the frame structure by 8 in. of masonry and it is erefore requested that the Board grant the temporary riance to permit the erection of the building as proposed. *Resolved*, that the decision of the borough superintendent Alt. Applic. 187-43, dated April 16, 1943 as to Objection and dated April 21, 1943 as to Objections 2, 4, 7, 8, 9 and be and it hereby is *modified* and that the appeal be and hereby is *granted on condition* that the buildings shall be intained substantially as proposed and for the use as oposed as herein set forth and as indicated on plans filed th this appeal marked "Received April 27, 1943"; that all other respects, the buildings shall comply with the uirements for a similar building when erected outside e fire limits except as to area; that the area shall not exceed the dimensions stated; that the boiler room shall be arated as proposed from the balance of the building by eproof construction including a fireproof roof over the iler room; that the hot air heating pipes shall be not arer than 6 in. to the side wall of the auditorium and shall l properly protected with incombustible material where such pes enter; that the space between the pipes and the side ll shall be protected with $\frac{1}{8}$ in. asbestos or equivalent aterial for a distance of 5 ft. in all directions; that this riance shall continue only during the term of the present ergency and not over one (1) year thereafter.

203-43-A

APPLICANT—Fischbach and Moore, Inc., for City of New York, Department of Marine and Aviation, owner (American Export Airlines, Inc., lessee).
SUBJECT—Appeal from a decision of the fire commissioner.
PREMISES AFFECTED—East side of 81st street north of Ditmars boulevard, Seaplane Hangar No. 2 (Block 926), La Guardia Field, Jackson Heights, Borough of Queens.
APPEARANCES—
For Applicant: W. F. Requa.
For Administration: Thomas A. Larkin, Fire Dep't.
ACTION OF BOARD—Appeal granted on condition.
THE VOTE—
Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (203-43-A)

WHEREAS, Fischbach and Moore, Inc., for City of New York, Department of Marine and Aviation, owner (American Export Airlines, Inc., lessee), filed on April 30, 1943, an appeal from a decision of the fire commissioner affecting Seaplane Hangar No. 2, east side of 81st street, north of Ditmars boulevard (Block 926), LaGuardia Field, Jackson Heights, Borough of Queens; and
WHEREAS, the decision of the fire commissioner dated April 6, 1943, reads:

"Plan Cor. 1629.

Acknowledging your letter of March 25, 1943 you will please be advised that the fire commissioner is not authorized to deviate from the rules of the Board of Standards and Appeals with respect to the installation of fire alarm systems. Therefore, your request for a modification must be denied."

WHEREAS, the applicant states the building is two stories (40 ft.) in height, 466 ft. by 245 ft. in area at first floor; 404 ft. by 147 ft. in area at second floor, of Class 6 construction; located in an unrestricted use district, equipped with sprinkler system and used and occupied as follows: 1st

floor, shops and offices, 500 persons; 2nd floor, offices, 50 persons; and

WHEREAS, the applicant contends that the Navy Department and War Production Board in the interest of conservation of critical material, have requested that the fire and sprinkler alarm system in the additions to Seaplane Hangar No. 2, be installed with the use of electrical metallic tubing and No. 14 gauge metal boxes in lieu of standard weight conduit and No. 10 gauge metal for boxes as required by the code.

Resolved, that the decision of the fire commissioner dated April 6, 1943 be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that thin wall tubing shall be used only where concealed in walls or in ceilings; that the metal boxes in connection with the same shall be not less than 14 gauge metal; that in all other respects, the sprinkler and fire alarm systems shall comply with the requirements of the rules of the Board and the requirements of the Building Code therefor and such installations shall be maintained to the satisfaction of the fire commissioner.

204-43-A

APPLICANT—William W. Knowles, for Freda L. Donenfeld, owner (B. Deutsch Box and Lumber Co., lessee).
SUBJECT—Appeal from a decision of the borough superintendent.
PREMISES AFFECTED—8-11 44th avenue, northwest corner of 9th street (Block 486, Lot 1), Long Island City, Borough of Queens.
APPEARANCES—
For Applicant: William W. Knowles.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.
ACTION OF BOARD—Appeal granted on condition.
THE VOTE—
Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (204-43-A)

WHEREAS, William W. Knowles, for Freda L. Donenfeld, owner (B. Deutsch Box and Lumber Company, lessee), filed April 30, 1943, an appeal from a decision of the borough superintendent, affecting 8-11 44th avenue, northwest corner 9th street (Block 486, Lot 1), Long Island City, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated April 26, 1943, on Alt. Applic. 545-43, reads:

"1. Proposed extension of wood frame shed is contrary to Section 8.7.2.6.1 of the building code." and

WHEREAS, the applicant states that the building in question is one story (15 ft.) in height, 19 ft. by 56 ft. in area; of Class 4 construction; located in an unrestricted use district and used for the storage of lumber; and

WHEREAS, the applicant contends that two years ago, an open shed was erected on the easterly portion of the property to serve as a cover over lumber used for the manufacture of boxes in the one-story brick building adjoining on the same premises; that an open space was left between the building and the lumber shed; that the men carrying the lumber into the building have complained due to inclement weather as they carry the lumber into the building; that the proposed addition to the open shed (which will be 1,064 sq. ft in area) is to overcome this objection; that the original shed, which has an area of 2,308 sq. ft., was built 2 years ago and is required only for the duration of the war and the proposed addition is also for the duration, at which time both the present shed and the addition will be taken down and a brick building extended to cover part of this property; and

WHEREAS, the existing shed was erected under N.B. Applic. 6128-41 and Certificate of Occupancy Q28735 issued

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March 18, 1943, permits its use as an open shed for the storage of lumber.

Resolved, that the decision of the borough superintendent on Alt. Applic. 545-43, Objection 1, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the amendment shall be filed to N.B. Applic. 6128-41, to include the proposed extension under the same terms as the temporary shed was permitted on such application and Certificate of Occupancy Q28735 shall be amended to include such amendment, *on condition* that the existing shed and the proposed connecting shed shall have a roof only with no shed enclosure walls; that the entire shed shall be continued only during the term of the present emergency and shall be moved immediately thereafter; that the door from the proposed shed extension to the present brick factory shall be fireproof and self-closing; that the windows in the rear wall adjoining the shed shall be of steel frame and sash; that weather surfacing on the roof of the proposed shed shall be of approved materials.

MATERIAL SUBMITTED FOR APPROVAL

236-39-SM

APPLICANT—The Consolidated Expanded Metal Companies, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution re additional name of Wheeling Corrugating Company—Metal Lath and Lathing Accessories of the Consolidated Metal Companies, previously approved.

APPEARANCES—

For Applicant: V. C. Brooks.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (236-39-SM)

WHEREAS, the Consolidated Expanded Metal Companies, owner, filed on February 27, 1939, an application with the Board of Standards and Appeals for approval of the material known as Consolidated Expanded Metal Companies' Metal Lath and Lathing Accessories; and

WHEREAS, this material was approved by the Board on March 9, 1943, on certain conditions and the applicant requested an amendment of the resolution, to permit the marketing of this material under the additional name of Wheeling Corrugating Company.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of March 9, 1943 by adding thereto:

"that in the event it is desired to market the material herein approved under the name of Wheeling Corrugating Company, a subsidiary company of the applicant, the material may be so marketed, provided it complies with the requirements of this resolution."

Adjourned: 5:15 P. M.

JOSEPH J. DOYLE, Chief Clerk.

369-41-SM

APPLICANT—W. R. O'Connor, for Peter Cooper Corporations, owners.

SUBJECT—Peter Cooper Standard No. 1 Extra Special Hide Glue and Peter Cooper Standard 1 $\frac{3}{8}$ Hide Glue (Animal), approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Material approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (369-41-SM)

WHEREAS, W. R. O'Connor, for Peter Cooper Corporations, owners, filed on April 24, 1941, an application with the Board of Standards and Appeals for approval of the material known as the Peter Cooper Standard No. 1 Extra Special Hide Glue and Peter Cooper Standard 1 $\frac{3}{8}$ Hide Glue (Animal); and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests read:

REPORT OF COMMITTEE ON TESTS

April 16, 1943

Re: Cal. 369-41-SM

Subject: Peter Cooper Standard No. 1 Extra Special Hide Glue and Peter Cooper Standard 1 $\frac{3}{8}$ Hide Glue (Animal), approval of.

Peter Cooper Corporations of Gowanda, N. Y., filed with the Board of Standards and Appeals an application, under the requirements of Section C26-178.0b of the Administrative Building Code, for approval of the material known as Peter Cooper Standard No. 1 Extra Special Hide Glue and Peter Cooper Standard 1 $\frac{3}{8}$ Hide Glue (animal) for use in New York City under the pertinent provisions of the Administrative Building Code.

These materials are used extensively in the manufacture of furniture and wood products, and were used in manufacture of cabinets and other fixtures installed in the Criminal Courts Building and Jail in New York City. Tests made on samples of these Hide Glues at the Hochstadter Laboratories, Inc., (Report No. 16444 and No. 16444) give the following results:

Marked Lab. No.	Peter Cooper Standard 1 $\frac{3}{8}$ Grade-V-1. Federal Spec. CG-451 16443	Peter Cooper Standard No. 1 Extra Special Grade J-2. Federal Spec. CG-451 16444
	12.31%	12.11%
Moisture Content ...	12.31%	12.11%
Jelly Strength	160 Grams	298 Grams
Viscosity	71 Millipoises	114 Millipoises
Reaction (pH)	6.85	6.95
Foam	2.0 Centimeters	2.0 Centimeters
Odor and Keeping Quality	Sweet after 48 hours	Sweet after 48 hours

Remarks: The two samples marked and described above comply with Federal Specification CG-451, Grade V-1 and J-2, except for the Viscosity requirement (Grade V-1 requirement is 57-68 Millipoises and Grade J-2 is 96-109 Millipoises.)

RECOMMENDATION

On the basis of the foregoing test data, and in the absence of specific requirements in the Administrative Building Code respecting glues, the Committee on Tests recommends the approval under C26-191.0 of the Administrative Building Code, of Peter Cooper Standard No. 1 Extra Special Hide Glue and Peter Cooper Standard 1 $\frac{3}{8}$ Hide Glue for use in cementing non-structural building fixtures in New York City under pertinent provisions of the Administrative Building Code. All containers in which this material is marketed for use in New York City shall be labeled marked or stamped "Approved by the Board of Standards and Appeals."

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ards and Appeals for use in New York City under Cal. No. 369-41-SM."

(Sgd.) BERNARD A. SAVAGE,
Commissioner,
CHARLES M. BLUM,
Commissioner,
LESLIE V. HUBER,
Chief Engineer,
Committee on tests.

WHEREAS, this report recommended the approval of this material.

Resolved, that the Board of Standards and Appeals does hereby approve the material known as Peter Cooper Standard No. 1 Extra Special Hide Glue and Peter Cooper Standard No. 1 3/8 Hide Glue (animal), on condition that the material manufactured, used and labelled, stamped or tagged in accordance with above report.

80-42-SA

APPLICANT—The Hospital Supply Company, owner.

SUBJECT—Climax Water Sterilizer, approval of.

APPEARANCES—

For Applicant: Joseph Fisher.

ACTION OF BOARD—Appliance approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (860-42-SA)

WHEREAS, The Hospital Supply Company, owner, filed December 10, 1942, an application with the Board of Standards and Appeals for approval of the appliance known as the Climax Water Sterilizer; and

WHEREAS, this appliance was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

March 30, 1943

Re: Cal. 860-42-SA.

Subject: Climax Water Sterilizer, approval of.

The Hospital Supply Co. of New York City filed December 10, 1942, an application with the Board of Standards and Appeals for approval of the Climax Water Sterilizer under the provisions of C26-1277.0h Administrative Code and the Rules Relative to Submerged Inlets and Protective Methods to be Applied to Prevent Contamination of Water Supply of the Board of Standards and Appeals.

CONSTRUCTION

This water sterilizer consists of two units with a still attachment, the units being of equal capacity, one to furnish cold and one hot, sterile, filtered water which is sterilized by heating under a pressure of from 15 to 20 pounds, equivalent to a temperature of from 250° F. to 260° F.

The tanks are seamless, cold-drawn brass without joints or rivets, with smooth top domes and base plates removable for cleaning interior.

Each reservoir is tested at not less than one and one-half times allowable working pressure and is capable of withstanding a pressure of 100 lbs. per sq. inch.

Reservoir	Shell Thickness	Reservoir	Shell Thickness
6 gals.	.051"	15 gals.	.065"
8 "	.058"	20 "	.065"
10 "	.058"	25 "	.065"
		35 "	.065"

The cold tank is equipped with an independent cooling coil by means of which the temperature of the sterilized water is reduced. By mixing water drawn from the two tanks, any desired temperature may be attained.

Before entering the tanks, the water from the main supply line is forced through a porous stone filter contained in a brass filter case which has a removable dome held by four hinged toggles instead of the usual single clamp. This holds the dome evenly and firmly against the packing seat and prevents leaking and marring of the dome. A set-screw raises the dome when the filter stone is to be removed for cleaning and obviates the need for tools for this purpose.

Each tank is provided with an automatic water gauge which indicates the height of water in the tanks and provides for continuous circulation. These gauges shut off instantly in case the glass is broken and thus prevent scalding. Each tank is provided with a lever-type draw-off valve which can be operated either by the hand or the arm instantly so as to prevent overflowing or dripping. These have porcelain name plates and sanitary bell flanges.

The water still is supplied with a water gauge to which is attached an air valve to avoid creating a vacuum when distilled water is drawn off.

All valves are Jenkins Diamond Brand, Crane, or others of similar high standard. Valve handles are insulated, composition, with names indicating use permanently moulded in and of the following colors: Green for Water Supply, Gray for Water Waste, Red for Steam Supply, Blue for Steam Return, etc.

The safety valves are of the type that can only be changed by means of tools, so that they cannot be tampered with.

The tanks may be heated by steam or gas, a combination of steam and gas, or by electricity. If by steam, a high pressure seamless copper heating coil with control valve for connection to boiler steam line is provided; if by gas, an independent gas generator of the water circulating type complete with water heating coil gas burner, gas cock, air mixer and generator housing is provided; if by steam and gas, both of the above methods are used. If by electricity, an immersion type of electric heater contained in a sub-generator, together with multiple heat switch and cable for connection to electric line of suitable capacity.

The tanks may be equipped with a distilled water attachment for utilizing the excess steam from the water sterilizer. The tanks are mounted on tubular steel welded legs or placed on wall brackets.

Each tank is provided with safety valve, air filter and vacuum valve, encased thermometer, lever type draw-off faucet, water gauge with automatic cut-offs, complete heating equipment. Each set is provided with a stone filter, anti-contamination device, waste air break, cooling coil, a full set of operating valves and floor stand.

TESTS

This appliance was inspected and tested by the Committee on Tests of the Board and representatives of the Department of Water Supply, Gas and Electricity, the Department of Health and the Department of Hospitals at an installation in the Maternity Pavilion, City Hospital, Welfare Island.

The water sterilizer inspected was in operation and is approximately 10 years old. It consisted of two sterilizing units with a still attachment. All drain facilities from all three units are indirectly wasted in conformity with Building Code regulations and the water supply is equipped with a vacuum breaker 1 3/4" above the maximum elevation of the two sterilizing units but at approximately the highest elevation of the still.

The unit is provided with a porous stone filter which is not provided with a means of flushing to waste in the unit examined.

Both sterilizing units are equipped with safety valves

MINUTES

for the exhausting of excessive steam heads and are equipped with air inlets to compensate for contraction within the units or partial vacuum caused by drawing off sterilized water.

The air inlet is equipped with a cap which was packed with cotton batting to act as an air filter. The still unit utilizes the steam head from the sterilizing units and is equipped with a water cooling jacket for condensation. This unit is also equipped with an air relief valve to compensate for contraction within the still or partial vacuum created by drawing off distilled water.

This fixture does not permit either the steam, water or air to contact any equipment or material that might be contaminated and is designed solely for the sterilization of the water and the distillation of water.

RECOMMENDATION

On the basis of this inspection and test it is recommended that the Hospital Supply Company's Climax Water Sterilizer be approved for use in New York City with direct water connection under Rule 5 of the Rules Relative to Submerged Inlets and Protective Methods to be applied to Prevent Contamination of Water Supply of the Board of Standards and Appeals, as amended December 4, 1942, provided that the water supply to the unit be equipped with an approved vacuum breaker placed at least 4 inches above the highest elevation of any unit in the combination; that a check valve

be provided in the line between the vacuum breaker and the fixture; that the air filters be equipped with fitted filter pads instead of cotton batting and that these filters and the water filter be serviced at least once a month; that the water filter be equipped with a flushing arrangement; that each filter be provided with a waste flush connection of at least 1/2 in. diameter tapped into the filter unit near the top and that the appliance bear a label permanently affixed, reading "Approved by the Board of Standards and Appeals for Use in New York City under Cal. No. 860-42-SA."

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on test

and

WHEREAS, this report recommended the approval of the appliance.

Resolved, that the Board of Standards and Appeals do hereby approve the appliance known as the Climax Water Sterilizer, on condition that the appliance be manufactured, installed, and labelled, stamped or tagged in accordance with the above report.

WARNING

Notice is hereby given to all appellants and applicants, and to all lawyers, architects and engineers representing owners or lessees in proceedings before the Board—

First, That if they do not appear in person or by representative at the hearing of their case, dismissal for lack of prosecution is likely to result.

Second, That due and ample notice of the date set for hearing is provided in the publication in this BULLETIN of the calendars of the Board, each case being set down by Calendar Number and the premises under the date of the hearing.

Third, That no plea of ignorance of the date of the hearing can be entertained in view of this publication and of the posting of the calendars on the bulletin board in the

offices of the Board and of the further publication of the calendars in the daily press.

Fourth, That no one is entitled to written notice of the date for the hearing in his case, and that the plea of failure to receive such notice is no excuse for neglect to appear.

Fifth, That the business of the Board is to dispose of cases promptly; therefore, no appeal or application will be held in abeyance by reason of failure of the appellant or applicant to file necessary data, or by any other method of delay.

Sixth, That no appeal or application will be accepted for filing unless, at the time of filing, all papers, plans and documents required by law are supplied, as specified on the blank appeal or application forms.

THE BUILDING LAWS

Now on Sale

THE VARIOUS BUILDING LAWS OF THE CITY OF NEW YORK ARE NOW published in FOUR SEPARATE VOLUMES, consisting of matters affecting or relating to the construction, maintenance, alteration, demolition or removal of structures and buildings in the City of New York; including excerpts from the STATE LABOR LAW, the PLUMBING CODE, ELEVATOR RULES, THE NEW YORK CITY CHARTER, the complete BUILDING CODE OF THE CITY OF NEW YORK; the MULTIPLE DWELLING LAW, the STATE PLASTERING LAW, and various local laws, and building and construction rules and regulations adopted by various City and State agencies.

These volumes are now ON SALE at the office of the Supervisor of the City Record, ROOM 2213, MUNICIPAL BUILDING, MANHATTAN, NEW YORK CITY. The price for the complete set of four volumes is \$4 (\$4.10 by mail), single volumes each containing certain parts of the above described legislation, \$1 (by mail \$1.10).

Copies of the Official Directory of the City of New York for the year 1943 (The Little Green Book), containing the latest authentic information in relation to City, State and Federal Departments, Bureaus, Offices and

Courts, are now on sale at the office of the Supervisor of the City Record, Room 2213, Municipal Building, Manhattan. Price 50 cents; by mail, five cents per copy plus be added for postage.

ANNUAL REPORT

CASES FILED AND PENDING 1942

ed 1942	A	BZ	S	SA	SM	SR	M'L	T'L	GR. T'L
JANUARY	48	25	6	5	12	0	59	155	..
ed	3	7	0	4	1	0	0	15	170
FEBRUARY ...	34	19	10	4	6	0	86	159	..
ed	2	5	1	0	0	0	0	8	167
MARCH	47	18	12	10	8	0	94	189	..
ed	1	10	0	1	0	0	0	12	201
APRIL	50	20	15	2	9	0	108	204	..
ed	3	6	1	0	0	0	0	10	214
.....	41	14	13	9	5	0	82	164	..
ed	5	6	0	0	0	0	0	11	175
.....	44	13	16	4	5	0	102	184	..
ed	1	5	1	0	2	0	0	9	193
.....	38	21	10	9	2	0	77	157	..
ed	2	4	0	1	1	0	0	8	165
MAY	25	8	8	1	0	0	0	42	..
ed	0	0	0	0	0	0	0	0	42
JUNE	38	8	18	2	2	0	119	187	..
ed	6	4	0	2	0	0	0	12	199
JULY	32	8	10	2	3	0	71	126	..
ed	3	2	0	0	1	0	0	6	132
AUGUST	47	11	6	1	2	1	61	129	..
ed	1	4	0	0	0	0	0	5	134
SEPTEMBER ..	47	6	10	7	8	0	54	132	..
ed	2	6	1	0	1	0	0	9	141
TOTAL	520	230	137	64	68	1	913	1933	1933
PENDING									
31, 1941..	89	297	11	179	342	4	0	922	922
AND TOTAL	609	527	148	243	410	5	913	2855	2855
POSITION									
1942									
JANUARY	27	32	4	1	7	0	59	130	..
FEBRUARY ...	50	33	7	6	11	0	86	193	..
MARCH	48	36	17	4	9	0	94	208	531
APRIL	54	46	11	8	9	0	108	236	..
.....	27	46	9	17	53	0	82	234	..
.....	45	57	15	10	16	0	102	245	715
.....	101	38	21	24	21	0	77	282	..
MAY	0	0	0	0	0	0	0	0	..
JUNE	25	19	4	3	9	0	119	179	461
JULY	21	21	6	12	27	0	71	158	..
AUGUST	22	20	12	7	6	0	61	128	..
SEPTEMBER ...	53	24	16	9	7	0	54	163	449
TOTAL	473	372	122	101	175	0	913	2156	2156
PENDING									
31, 1942..	136	155	26	142	235	5	0	699	699

A—Appeals from Administrative Decisions. BZ—Applications under Building Zone Resolution. S—Application for Variations of Labor Law. SA—Applications for Approval of Appliances. SM—Applications for Approval of Materials. SR—Applications for Adoption of Rules. M'L—Miscellaneous Docket.

ANNUAL REPORT

DOCKET

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MISCELLANEOUS APPLICATIONS	
Requests to reopen.....	514
Requests to amend.....	148
Requests to rescind.....	5
Requests for extension of time.....	103
Requests for extension of permit.....	143
Total	2855
Disposed of	2156
Cases pending December 31, 1942.....	699

DISPOSITION OF CASES

Withdrawn	
Dismissed	
Denied	
Granted	
Granted on condition.....	
Appliances approved	
Appliances dismissed, disapproved or withdrawn.....	
Materials approved	
Materials dismissed, disapproved or withdrawn.....	
Rules approved	
Rules disapproved, rescinded or withdrawn.....	
MISCELLANEOUS ACTIONS	
Requests to reopen granted.....	
Requests to reopen denied.....	
Requests to amend granted.....	
Requests to amend denied.....	
Requests to rescind granted.....	
Requests to rescind denied.....	
Requests for extension of time granted.....	
Requests for extension of time denied.....	
Requests for extension of permit granted.....	
Requests for extension of permit denied.....	
Requests withdrawn or dismissed.....	

Total

MONEYS RECEIVED

SUBSCRIPTIONS	OCT.	NOV.	DEC.	TOTAL	1st QUAR.	2nd QUAR.	3rd Quar.	GR. T
To Bulletin	\$ 75.00	\$ 67.50	\$ 47.50	\$190.00	\$247.50	\$235.00	\$137.50	\$810.
Cash Sales	57.48	13.35	21.80	92.63	96.41	72.85	69.00	330.
Paid to City Treasurer.	\$132.48	\$ 80.85	\$ 69.30	\$282.63	\$343.91	\$307.85	\$206.50	\$1140.

REVIEW FROM 1916

Year	Cases Filed	Restored & M'l Actions	Total to Dis- pose of	Pending Previous Year	With- drawn	Dis- missed	Disposed of as Follows :			Total Cases	Pen- Dec.
							Cases Denied	Granted, etc.	M'l Actions		
1916	502	32	534	0	39	64	59	204	32	398	1
1917	2620	35	2655	136	291	154	241	838	35	1559	12
1918	1734	160	1894	1232	803	666	418	1009	160	3056	
1919	1005	73	1078	70	105	47	271	594	41	1058	
1920	793	114	907	90	84	100	233	457	33	907	
1921	1720	176	1896	90	102	296	337	827	35	1597	3
1922	1575	405	1980	389	171	195	262	1025	281	1934	4
1923	1562	308	1870	435	149	189	193	928	219	1678	6
1924	1540	415	1955	627	173	194	290	1003	324	1984	5
1925	1350	335	1685	598	140	129	203	793	275	1540	7
1926	1147	403	1550	743	193	85	289	864	403	1834	
1927	1357	575	1932	459	168	137	261	679	477	1722	6
1928	988	467	1455	669	230	107	312	585	384	1618	5
1929	765	508	1273	506	177	62	190	518	440	1387	3
1930	760	523	1283	392	175	38	215	379	451	1258	4
1931	623	645	1268	417	103	44	184	471	539	1341	3
1932	631	641	1272	344	158	22	159	492	524	1355	2
1933	389	648	1037	261	54	34	144	312	542	1086	2
1934	368	584	952	212	47	51	162	248	493	1001	1
1935	365	718	1083	163	40	14	122	305	589	1070	1
1936	393	683	1076	176	59	18	103	330	563	1073	1
1937	629	691	1320	179	43	14	120	409	587	1173	1
1938	1230	720	1950	326	96	19	153	910	618	1796	4
1939	1552	934	2486	480	121	66	244	1010	812	2253	7
1940	1235	1043	2278	713	138	33	200	851	890	2112	8
1941	1116	1148	2264	879	122	43	205	852	999	2221	9
1942	915	1018	1933	922	163	59	275	746	913	2156	6
Total	28864	14002	42866	11508	4144	2880	5845	17639	11659	42167	12

JOSEPH J. DOYLE, *Chief Clerk.*

HARRIS H. MURDOCK, *Chairman*

BULLETIN

OF THE

BOARD OF STANDARDS AND APPEALS

CITY OF NEW YORK

Issued under authority of Chapter 27, Section 665 of the Charter of the City of New York.

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DIRECTORY

BOARD OF STANDARDS AND APPEALS

HARRIS H. MURDOCK, Chairman

BERNARD A. SAVAGE

CHARLES M. BLUM

CHIEF JOHN E. GUNN

JOSEPH J. DOYLE, *Chief Clerk*

Office—Municipal Building, Rooms 1000 to 1018.

Telephone—WOrth 2-5600.

Office Hours for Public—9 a. m. to 4 p. m.

Saturdays 9 a. m. to 12 noon.

Address all communications to the Chairman

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52-42-BZ, 181-40-BZ, 243-42-BZ and 881-40-A.

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Affecting Calendar Numbers 92-36-BZ, 116-38-BZ,
45-38-BZ, 402-40-BZ, 1022-40-BZ, 1192-40-BZ, 1004-
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05-41-SM, 101-42-SM and 505-41-SM.

Direction Affecting Calendar Number 679-40-S.

Working in Factories, Rules for.

PUBLIC HEARINGS

Tuesdays, at 10 a. m. and 2 p. m.

Special meetings as published in this Bulletin.

All hearings are held in Room 1013, Municipal Building,
Borough of Manhattan.

HOURS OF CONSULTATION

10 A. M. to 1 P. M.

Any person desiring to consult the chairman or the en-
gineers, pertaining to the work of the board, will be seen
only between the hours of ten in the morning and one in
the afternoon—Saturdays excepted.

NOTICE TO APPELLANTS AND APPLICANTS

No appeal or application will be entertained in connection
with which court proceedings are pending or in progress,
unless exception is granted by the chairman, nor accepted
which is not filed within thirty days from the date of the
action of the Administrative Official.

Any communication purporting to be an appeal or appli-
cation shall be regarded as a mere notice of intention to
seek relief until it is filed on the form required by the rules
of this board.

Upon receipt of any such communication the writer will
be supplied with the official forms for presenting his appeal
or application.

At the time of filing an appeal or application, the appel-
lant or applicant shall forward a signed notice of appeal
addressed to the administrative official (either commissioner
of buildings or fire commissioner) and file with this board
a duplicate of said notice.

Appellants and applicants are advised that their plans
must indicate the points of the compass so as to establish
the true location and position of the property, the subject
of the appeal or application.

Appeals and applications will be simplified and disposition
of same expedited by conforming to these directions.

HARRIS H. MURDOCK, *Chairman*.

CALENDAR

DOCKET

New Cases Filed up to May 10, 1943

- | <i>Cal. No.</i> | <i>Dept.</i> | <i>Premises Affected</i> |
|-----------------|--------------|--|
| 213-43-S | H.B.M. | 228 West Broadway, west side, 64 ft. 11-11/12 in. south of North Moore street and 8 North Moore street, south side, 65 ft. 8 in. west of West Broadway (Block 189, Lot 41), Borough of Manhattan, Alt. 323-43. |
| 214-43-A | F.D. | 137 East 25th street, north side, 50 ft. east of Lexington avenue and 138 East 26th street (Block 881, Lot. 29), Borough of Manhattan, 33983-L.C. |
| 215-43-A | H.B.M. | 346-348 Broadway, southeast corner of Leonard street and 46-50 Lafayette street (Block 170, Lot 6), Borough of Manhattan, Exit Order 10-43 and Decision. |
| 216-43-SM | | Eastman Kodak Company Container for Motion Picture Film, manufactured by Eastman Kodak Company, Material. |
| 217-43-SM | | Wallace Paper Box Company Cardboard Motion Picture Film Container, manufactured by Wallace Paper Box Company, Material. |
| 218-43-A | H.B.Bx | 299 East 233rd street, north side, 90.43 ft. west of Katonah avenue (Block 3374, Lot 46), Borough of The Bronx, Amendment to Alt. 601-42 and Decision. |
| 219-43-A | F.D. | 65-81 Broad street, 30-36 Beaver street, southeast corner and 28-36 South William street, northeast corner of Broad street (Block 29, Lot 70), Borough of Manhattan, 34111-L.C. |
| 220-43-S | F.D. | 505 Clermont avenue and 783 Atlantic avenue, northeast corner (Building 1); (Block 2009, Lot 1), Borough of Brooklyn, Decision. |
| 221-43-S | F.D. | 468-486 Vanderbilt avenue, west side, 257 ft. 7 in. north of Atlantic avenue (Building 3); (Block 2009, Lot 1), Borough of Brooklyn, Decision. |
| 222-43-BZ | H.B.Bx | West side of Riverdale avenue, 157.01 ft. north of West 232nd street (Block 3409E, Lot 374), Borough of The Bronx, Decision re Certificate of Occupancy. |

DESIGNATIONS: H.B.—Department of Housing and Buildings; H.B.B.—Department of Housing and Buildings, Brooklyn; H.B.M.—Department of Housing and Buildings, Manhattan; H.B.Q.—Department of Housing and Buildings, Queens; H.B.R.—Department of Housing and Buildings, Richmond; H.B.Bx.—Department of Housing and Buildings, Bronx; H.D.—Health Department, and F.D.—Fire Department.

RULES

	Last Publication in Bulletin
Blended Cements, Rules for Testing and Use of	Nov. 24, 1942—Vol. 27, No. 47
Carbon Dioxide Liquefier, Rules ..	Mar. 10, 1942—Vol. 27, No. 10
Certificates of Occupancy, approved form	Nov. 25, 1941—Vol. 26, No. 47
Concrete Flat Slabs, Rules	July 13, 1937—Vol. 22, No. 28
Concrete Masonry Units, Rules for Manufacture, Testing and Use of	June 24, 1941—Vol. 26, No. 25

Last Publication in Bulletin

Concrete Rules (Hydrated Lime)...	Aug. 3, 1937—Vol. 22, No. 31
Elevator Rules	Mar. 3, 1936—Vol. 21, No. 9
Exit Rules (Revolving Doors)	June 15, 1937—Vol. 22, No. 24
Factory Exit Rules	Feb. 2, 1943—Vol. 28, No. 5
Fire Alarm Rules (Interior)	Apr. 7, 1942—Vol. 27, No. 13
Fire Drill Rules	Jan. 26, 1943—Vol. 28, No. 1
Fire-resistant, Flameproof Materials, etc., Rules for Testing of	Apr. 20, 1943—Vol. 28, No. 16
Fire Retarding Rules for Garages, etc.	Dec. 16, 1941—Vol. 26, No. 50
Fireproof Wood, Testing of	Apr. 13, 1937—Vol. 22, No. 15
Frame Garages, Ruling for	Jan. 21, 1919—Vol. 4, No. 1
Fusion Welding and Gas Cutting Rules	Apr. 27, 1943—Vol. 28, No. 17
Gas Shut-Off Rules	Apr. 7, 1925—Vol. 10, No. 1
Hatchway Protection	June 5, 1928—Vol. 13, No. 2
Insulating Fibre Board Rules	Mar. 23, 1943—Vol. 28, No. 11
Oil Burner Rules	Sept. 1, 1942—Vol. 27, No. 3
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Smoking in Factories, Rules for	May 18, 1943—Vol. 28, No. 2
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Structural Alterations, Reporting ..	June 7, 1932—Vol. 17, No. 2
Tank Trucks, Fuel Oil, etc.	Nov. 24, 1936—Vol. 21, No. 4
Tank Trucks, Gasoline, etc.	Nov. 24, 1936—Vol. 21, No. 4
Wire Glass Rules (Amendment to Rule 505 of Industrial Code) ...	Apr. 10, 1923—Vol. 8, No. 1

LIST OF APPROVED APPLIANCES

Last Publication in Bulletin

Anti-Siphon Valves	Nov. 25, 1941—Vol. 26, No. 47
Fireline Hose Valves	Nov. 25, 1941—Vol. 26, No. 47
Fuel Oil Burners for Domestic and Commercial Use	Nov. 25, 1941—Vol. 26, No. 47
Fuel Oil Pipe Terminals	Nov. 25, 1941—Vol. 26, No. 47
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Fuel Oil Pumps	Nov. 25, 1941—Vol. 26, No. 47
Gas Heaters	Nov. 25, 1941—Vol. 26, No. 47
Paint, Varnish and Lacquer Spraying equipment	Nov. 25, 1941—Vol. 26, No. 47
Range Oil Burners and Space Heaters	Nov. 25, 1941—Vol. 26, No. 47
Vacuum Breakers	Nov. 10, 1942—Vol. 27, No. 4

MAY 18, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing *Tuesday morning*, May 18, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

856-42-BZ—Application, December 8, 1942, under section 7f of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Luigi Fatato, owner, to permit in business use district, for a term of ten years, the conversion of occupancy of part of an existing building for the storage of more than five motor vehicles (trucks to be used in conjunction with the business (beer delivery) conducted at the premises); premises 308-318 Second street, south side, 105 ft. 6 in. east of Fourth avenue (Block 974, Lots 12, 13 and 17), Borough of Brooklyn.

31-43-BZ—Application, January 19, 1943, under section 7c of the zoning resolution, of William V. McDevitt, applicant, on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the alteration and extension of an existing gasoline service station to be used as gasoline service station, office, lubricatorium, auto laundry; premises 76-88 Grand street extension 277-283 South 3rd street, southeast corner (Block 2422, Lots 34 and 35), Borough of Brooklyn.

CALENDAR

33-BZ—Application of Lama and Proskauer, applicants, on behalf of Still Kings Realty Corporation, owner Murray Goodheart, lessee), reopened January 26, 1943, under section 7c of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles upon an existing gasoline service station (the gasoline service station was previously granted by the Board); premises 116-124 Kings Highway and 1652 Stillwell avenue, southwest corner (Block 3, Lot 29), Borough of Brooklyn.

42-BZ—Application, November 12, 1942, under section 7h of the zoning resolution, of John C. Wandell, applicant, on behalf of Carmine Imbriale and Marie Imbriale, owners, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 20-30 Bay Ridge avenue, south side, 233 8½ in. west of Narrows avenue (Block 5868, Lot 15), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

MAY 18, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, May 18, 1943, at 2 o'clock in Room 33, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

39-BZ—Application of Frank C. Keller, applicant, on behalf of E. K. Demmel, owner, reopened April 27, 1943, for consideration as to amendment of resolution—Application, previously granted on condition, under section 7b of the zoning resolution, permitting partly in a residence use and partly in a business use district, the conversion of occupancy of the first story of an existing building to factory use; premises 59-11 67th avenue (Cornelia street), north side, 94 ft. east of Forest avenue (Block 3502, Lot 45), Borough of Queens.

19-BZ—Application of Alfred H. Eccles, applicant, on behalf of Hafner Associates, Incorporated, owner, reopened April 27, 1943, for consideration as to amendment of resolution, to permit in a residence use district, the creation of two new mezzanines in the third story of a factory building (previously granted by the Board); premises 19-19 24th (Woolsey) avenue, northeast corner of 19th (Barclay) street (Block 890, part of Lot 1), Astoria, Borough of Queens.

Appeals from Administrative Decisions.

43-A—19-01 to 19-27 24th (Woolsey) avenue, 23-01 to 23-01 19th (Barclay) street, 19-02 to 19-28 23rd terrace (Phillips place) and 23-72 to 23-90 21st street (Van Alst street); (Block 890, part of Lot 1), Long Island City, Borough of Queens.

43-A—117-08 114th avenue (Linden boulevard), southeast corner of 118th street (Block 11644, Lots 4, 7 and 9), Richmond Hill, Borough of Queens.

42-A—1632 Glover street, east side, 40.9 ft. south of Little Hill avenue (Block 3990, Lot 33), Borough of The Bronx.

42-A—1630 Glover street, east side, 67.9 ft. south of Little Hill avenue (Block 3990, Lot 32), Borough of The Bronx.

43-A—122-02 Liberty avenue, southeast corner of 122nd street (Block 630, Lot 1), Richmond Hill, Borough of Queens.

43-A—310-320 Dean street, southeast corner of Third Avenue (Block 198, Lots 8, 11 and 12), Borough of Brooklyn.

98-43-A—131-39 41st avenue, north side, 324-75 ft. west of Lawrence street (Block 5060, Lots 13 and 16), Flushing, Borough of Queens.

125-43-A—323-335 East 44th street, north side and 322-334 East 45th street, south side, 175 ft. west of First avenue (Block 1337, Lot 4), Borough of Manhattan.

131-43-A—13 Elizabeth street, west side, 175 ft. north of Bayard street (Block 201, Lot 24), Borough of Manhattan.

132-43-A—15-17 Elizabeth street, west side, 200 ft. north of Bayard street (Block 201, Lot 22), Borough of Manhattan.

174-43-A—123-52 Lax avenue, southwest corner of 125th street (Block 3921, Lot 41), College Point, Borough of Queens.

126-43-S—213-221 Duffield street, east side, 100 ft. south of Willoughby street and 110-114 Willoughby street (Block 2077, Lot 18), Borough of Brooklyn.

147-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Boiler House Building); (Block 2600, Lot 200), Maspeth, Borough of Queens.

149-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Lunch Room); (Block 2600, Lot 200), Maspeth, Borough of Queens.

139-43-A—126-144 Stewart avenue and 528-546 Meserole street, southeast corner (Block 2977, Lot 1), Borough of Brooklyn.

167-43-A—24 Montrose avenue, south side, 250 ft. east of Union avenue (Block 3058, Lot 16), Borough of Brooklyn.

205-43-A—1187-1191 (1193-1195 displayed) Atlantic avenue, north side, 410 ft. 1 in. west of Nostrand avenue (Block 1866, Lot 9), Borough of Brooklyn.

190-43-A—785 Westchester avenue, west side, 272.46 ft. north of Tinton avenue (Block 2655, Lot 22), Borough of The Bronx.

210-43-A—39-01 Queens boulevard and 43-29 39th street, northeast corner (Block 191, Lot 5), Long Island City, Borough of Queens.

116-43-A—262 48th street, south side, 125 ft. west of Third avenue (Block 772, Lot. 30), Borough of Brooklyn.

848-42-A—45-17 to 45-25 Pearson street, east side, 150 ft. south of Northern boulevard (Block 84, Lot 11), Long Island City, Borough of Queens.

95-43-S—45-17 Pearson street, east side, 150 ft. south of Northern boulevard (Block 84, Lot 11), Long Island City, Borough of Queens.

780-42-A—755 East 134th street, north side, 100 ft. west of Willow avenue (Block 2563, Lot 45), Borough of The Bronx.

118-43-A—2-10 Evergreen avenue, southwest corner of Cook street (Block 3123, Lot 37), Borough of Brooklyn.

121-43-A—237-241 (233 displayed) Westminster road, east side, 300 ft. south of Beverly road (Block 5143, Lot 48), Borough of Brooklyn.

188-43-A—160 Scott avenue, southeast corner of Scholes street (Block 2972, Lot 125), Borough of Brooklyn.

CALENDAR

192-43-A—166-170 (168-172 displayed) Sanford street, west side, 75 ft. north of Willoughby avenue (Block 1752, part of Lot 1), Borough of Brooklyn.

193-43-S—45-51 West 25th street, north side, 125 ft. east of Sixth avenue (2nd, 3rd, 6th and 7th floors); (Block 827, Lot 8), Borough of Manhattan.

194-43-S—151-163 West 26th street, north side, 100 ft. east of Seventh avenue (5th, 6th and 7th floors); (Block 802, Lot 8), Borough of Manhattan.

Material for Approval.

179-39-SM—Anti-Hydro Integral Waterproofing Compound.

HARRIS H. MURDOCK, *Chairman.*

MAY 25, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday morning May 25, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

Zoning Applications.

90-43-BZ—Application, March 2, 1943, under section 7i of the zoning resolution, of Cafiero and Lacerenza, applicants, on behalf of Agnes Barth, owner (Sam Stein, lessee), to permit in a business use district, the maintenance of a motor vehicle repair shop; premises 1688 St. Marks avenue, southeast corner of Rockaway avenue (rear of lot); (Block 1461, Lot 11), Borough of Brooklyn.

72-43-BZ—Application, February 18, 1943, under section 21 of the zoning resolution, of Sidney L. Strauss, applicant, on behalf of Elsie Plotkin, owner, to permit in a residence use and also G area district, the maintenance of an accessory garage which is located less than five (5) feet from the side and rear lot lines of the plot; premises 176-08 Kildare road, south side, 44.41 ft. east of Utopia parkway (Block 7236, Lot 29), Jamaica, Borough of Queens.

32-43-BZ—Application, January 19, 1943, under section 7h of the zoning resolution, of Victor Breitfeller, applicant and owner, to permit partly in a business use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles—to be used (without charge) by the employees of an aircraft plant in the vicinity; premises 187-29 to 187-41 Jamaica avenue, north side, 100 ft. east of 187th place, 91-21 187th place and 91-22 to 91-32 188th street, northwest corner of Jamaica avenue (Block 9910, Lot 1), Hollis, Borough of Queens.

HARRIS H. MURDOCK, *Chairman.*

MAY 25, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday afternoon, May 25, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:*

Appeal from Administrative Decision.

817-42-A—441 West 37th street, north side, 250 ft. east of Tenth avenue (Block 735, Lot 12), Borough of Manhattan.

Material for Approval.

235-39-SM—Truscon Steel Company Metal Lath and Lathing Accessories.

JUNE 8, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday morning June 8, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

Zoning Application.

987-41-BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kieseewette applicant, on behalf of The Texas Company, owner, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station; premises 736-746 Linden boulevard at 796-804 Utica avenue, southwest corner (Block No. 467, Lot No. 6), Borough of Brooklyn.

Appeal from Administrative Decision.

792-42-A—796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn, Misc. 8575-41.

HARRIS H. MURDOCK, *Chairman.*

JUNE 15, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday morning June 15, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

Zoning Applications.

389-42-BZ—Application, May 12, 1942, under section 7i of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Dominick Carl Carena, owner, to permit in a business use district, the alteration and extension of an existing gasoline service station; premises 8216-8220 Astor boulevard and 2408-2412 83rd street, southwest corner (Block 1094, Lot 6), Jackson Heights, Borough of Queens.

137-26-BZ—Application of Arnold W. Lederer and Jan W. McGrath, applicants, on behalf of Rose Morizio, owner, reopened June 10, 1941, under sections 7f, 7c and 21 of the zoning resolution, to permit for a stated term of years, partly in a business use and partly in a residence use district, the erection and maintenance of an extension to an existing garage for more than five motor vehicles; premises 8202-8226 18th avenue, west side, 70 ft. north of 8th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn.

Appeal from Administrative Decision.

86-42-A—8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn (under section 36, General City Law—re erection of building fronting only on a private right of way not on the city map).

HARRIS H. MURDOCK, *Chairman.*

JUNE 15, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday afternoon, June 15, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:*

Appeal from Administrative Decision.

746-42-A—241 West 72nd street, north side, 280 ft. in. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman.*

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BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

TUESDAY MORNING, MAY 11, 1943

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

The minutes of the recessed meeting of the Board held on Thursday morning, April 29, 1943, and the minutes of the regular meetings of the Board held on Tuesday morning, May 4, 1943, and Tuesday afternoon, May 4, 1943, were approved as printed in Bulletin No. 19, Volume 28.

ZONING CASES

9-42-BZ

APPLICANT—Lama and Proskauer, for Dominick Carl Carena, owner.

SUBJECT—Application (decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, the alteration and extension of a gasoline service station.

PREMISES AFFECTED—8216-8220 Astoria boulevard and 2408-2412 83rd street, southwest corner (Block 1094, Lot 6), Jackson Heights, Borough of Queens.

APPEARANCES—

For Applicant: Alfred A. Lama and Dominick Carena.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to June 15, 1943 at 10 A.M., for applicant to file revised plans not later than June 10, 1943 and for further consideration by the Board, pending an inspection by a committee of the Board.

6-42-BZ

APPLICANT—Lama and Proskauer, for Luigi Fatato, owner.

SUBJECT—Application (decision of the borough superintendent) under section 7f of the zoning resolution, to permit in a business use district, for a term of ten years, the conversion of occupancy of part of an existing building for the storage of more than five motor vehicles, trucks to be used in conjunction with the business (beer delivery) conducted on the premises.

PREMISES AFFECTED—308-318 Second street, south side, 105 ft. 6 in. east of Fourth avenue (Block 974, Lots 12, 15 and 17), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama and Luigi Fatato.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to May 18, 1943 at 10 A.M., for applicant to file revised plans and for inspection by a committee of the Board.

12-42-BZ

APPLICANT—Lama and Proskauer, for City Bank Farmers Trust Company (trustee), owner.

SUBJECT—Application (decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, the parking and storage of more than five motor vehicles; to be operated in conjunction with a gasoline service station located upon an adjoining plot.

PREMISES AFFECTED—126-150 Kings Highway, southwest corner of West 13th street (Block 6618, Lots 34 and 52), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

181-40-BZ

APPLICANT—Henry C. Brucker, for Viegun Realty Corporation, owner (David Schaller, lessee).

SUBJECT—Application (decision of the borough superintendent) under section 7h of the zoning resolution, to permit partly in a business use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—71-43 Cypress Hills street, east side, 80 ft. north of Myrtle avenue (Block 3675, part of Lot 17), Ridgewood, Borough of Queens.

APPEARANCES—

For Applicant: Henry C. Brucker.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (181-40-BZ)

WHEREAS, Henry C. Brucker, for Viegun Realty Corporation, owner (David Schaller, lessee), filed February 16, 1940, an application under section 7h of the zoning resolution, to permit partly in a business use district and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 71-43 Cypress Hills street, east side, 80 ft. north of Myrtle avenue (Block 3675, part of Lot 17), Ridgewood, Borough of Queens; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting May 11, 1943 after due notice by publication in the bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Cypress Hills street is in a business use district, Central avenue in a business use district, 65th street in a residence and business use district and Myrtle avenue is in a business use district; and

WHEREAS, the decision of the borough superintendent on Misc. Applic. 1035-40, dated February 16, 1940, reads:

"The use of these premises for the parking and storage of more than five motor vehicles in a business district and extending into a residence district is contrary to Art. 2, Sections 3 and 4a, subdiv. 15 of the Building Zone Resolution."

and

WHEREAS, the applicant states that the premises consist of an irregular shaped plot of ground having a frontage of 172 ft. on 65th street, 45 ft. on Cypress Hills street and a distance of 158 ft. along the northerly lot line; that the easterly portion of the plot, having a depth of 100 ft., is located in a residence use district and the remainder of the plot is in a business use district and that it is proposed to

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use the plot, for a term of 2 years, for parking and storage of more than five motor vehicles; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise its discretion to grant a zoning variance under section 7-h of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulation of the zoning resolution and that the application be and it hereby is granted under section 7-h thereof for a term of two (2) years from the date of this resolution, to permit that portion of the premises within the business use district to be occupied for the parking and storage of more than five (5) motor vehicles, on condition that only motor vehicles of the pleasure-car type and those in condition for operation shall be so parked or stored; that the plot shall be leveled substantially to the grade of Cypress Hills street and surfaced with clean gravel, steam cinders or other suitable material, properly rolled and treated with a binder; that there shall be erected on the street building line and on the lines of the portion of lot 17 to be occupied as herein permitted and as indicated within the business use district on plans filed with this application marked "Received March 24, 1943", a substantial wood or pipe rail fence with no vehicular openings therein except an opening for entrance and exit to Cypress Hills street, not exceeding 15 feet in width with curb cut opposite of similar width; that during the term of this permit, the premises shall be occupied for no other purpose than herein permitted and no buildings shall be erected thereon, except there may be one building not exceeding 100 sq. ft. in area, to be occupied as an office and shelter for the attendant; that such building may be of frame; that adequate aisles shall be maintained at all times for easy ingress and egress; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that no signs shall be erected on the premises, except there may be one sign attached to the fence near the opening to Cypress Hills street, advertising the parking and storage use and the rates charged; that from the date of this resolution, no portion of lot 17 shall be occupied for parking and storage other than the premises herein permitted for such use; that a certificate of occupancy shall be obtained; that all permits required shall be obtained and all work completed within six (6) months from the date of this resolution.

243-42-BZ

APPLICANT—LaBella Service Station, Inc., owner.

SUBJECT—Application (decision of the borough superintendent) under Section 21 of the zoning resolution, to permit in an unrestricted use district, the erection and maintenance of a gasoline service station having exits and entrances within 200 ft. of entrances or exits to a public school.

PREMISES AFFECTED—291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

For Opposition: None.

For Administration: Fred Dahlem, Morris Hannes, Dept. of Housing and Buildings; Gustave Goldman, Board of Education; W. J. Carmel, Dep't of Investigation.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (243-42-BZ)

WHEREAS, LaBella Service Station, Inc., owner, filed on March 25, 1942, an application under section 21 of the

zoning resolution, to permit in an unrestricted use district the erection and maintenance of a gasoline service station having exits and entrances within 200 ft. of entrances or exits to a public school; premises 291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting May 11, 1943, after due notice by publication in the Bulletin of the Board of Standard and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that North 4th street is in an unrestricted use district; Metropolitan avenue is in an unrestricted use district; Roebling street is in an unrestricted and business use district and Driggs avenue is in an unrestricted and business use district; and

WHEREAS, the decision of the borough superintendent B. N. Applic. 504-42, dated March 10, 1942, reads:

"3. The location of the vehicular entrance to or from the gasoline service station being less than 200 feet from the exit or entrance of the school, the gasoline service station is therefore prohibited in accordance with Sec. 21-A of the zoning resolution as amended on July 9, 1941."

and

WHEREAS, the applicant states that the premises consist of an irregular shaped plot of ground having a frontage of 90 ft. 4 in. on Metropolitan avenue, 28 ft. on Roebling street, 44 ft. 2 in. on North 4th street, and a distance of 105 ft. along the westerly lot line; occupied as a gasoline service station; that according to filed plans, the distance between the curb cut (entrance) leading to the gasoline station on Roebling street and the gate in the school yard fence (on Lot 1, Block 2345) is approximately 90 ft. 3 in.; that the distance between the curb cut (entrance leading to the gasoline station on Metropolitan avenue) and the gate in the school yard fence is 132 ft. 3 in.; that the distance between the gate in the fence and the entrance to the school is 71 ft. 10 in.; and that the legality of this gasoline service station was questioned by the Department of Investigation under Cal. 881-40-A; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the report of the Committee is as follows:

REPORT OF COMMITTEE

May 5, 1943

Re: Cal. 243-42-BZ

Premises 291-301 Metropolitan avenue, N. W. Cor. Roebling street, Brooklyn.

This is an application for a zoning variance under Section 21, to permit the alteration and extension of an existing gasoline station and to permit entrance within 200 feet of an entrance to the yard of Public School No. 17, located on North 4th street. The premises are in an unrestricted district.

Under Cal. No. 881-40-A an appeal was filed to have store permits cancelled by the Borough Superintendent because the plans were considered false and misleading as to representation of the distance from the gasoline station to the door of the school building. The report was examined and the minutes of the hearing in that case are made part of the records and minutes in this case for a zoning variance.

As the 200 ft. rule in Section 21 prior to the amendments of June, 1940, and January 21, 1941, has been interpreted by the Board, and with which interpretation the Department of Housing and Buildings is in agreement, the distance is figured to the nearest entrance of a school where the door is directly on the street where there is a school yard, to the nearest door or gate to such yard. The distance is figured along the line of legal travel, along and across streets traversed. It is apparent from the plans that to i

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this proper interpretation, the only frontage of the existing gasoline station, where an entrance or exit would be beyond the 200 ft. distance from the school yard gate, would be the westerly twenty feet of the ninety feet of frontage on Metropolitan avenue, since all the frontage along Roebling street and seventy feet of the frontage along Metropolitan avenue from the corner of Roebling street, as well as the entire frontage of the proposed extension along North 4th street, would all be within the proscribed distance of 200 ft.

At the time the permit was issued in 1928, it was the practice of the Bureau of Buildings literally to follow the interpretation of Mr. Justice McAvoy in the *Matter of Sondern vs. Walsh* (not a Board case) and to figure the distance of 200 ft. from the door in the school building, irrespective of whether there was a nearer gate in a fence of a yard of the school. Such an interpretation was erroneous, and had the facts in the *Sondern case* been scrutinized, it would have been found that no yard existed and the door in question was practically on the building line, hence the decision was no criterion of the proper basis of measurement where there existed a gate in the fence of a school yard, through which access to the school was afforded.

However, erroneous or not, the Committee is of the opinion that this application should be determined on the basis of the interpretation employed at the time the Building Department granted the permit in 1928. To decide otherwise would be to deprive the owner of a vested right. The Committee, however, calls attention to other violations of law: no Certificate of Occupancy has been obtained and the area along West 4th street has been added in spite of disapproval and contrary to the 200 ft. prohibition as then defined.

There is now in Section 21A no bar to the use of this additional area as an extension of the gasoline station as long as there is no vehicular entrance or exit to the station to or from West 4th street.

The Committee recommends that the variance sought should be granted, provided entrances and exits are confined to Metropolitan avenue and no part of a curb cut or entrance at the building line is nearer than ten feet to the corner of Roebling street; that along the building line of Roebling street there be constructed and maintained a concrete wall one foot in width and four feet in height, returning along the building line of Metropolitan avenue for ten feet, except that it may be sloped down within the westerly five feet from four feet to six inches; that in all other respects the requirements shall be complied with; that curbing be restored where not in compliance with this report; that upon completion, a Certificate of Occupancy be obtained.

(Sgd.) HARRIS H. MURDOCK,
Chairman,
BERNARD A. SAVAGE,
Commissioner,
CHARLES M. BLUM,
Commissioner,
JOHN E. GUNN,
Deputy Fire Chief.
Committee.

WHEREAS, the Board deemed that the applicant had established a basis of appeal under section 21 of the zoning resolution and was therefore entitled to relief on the grounds of practical difficulty and unnecessary hardship.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution and that the application and it hereby is granted, in accordance with the report of the Committee, on condition that all permits required shall be obtained and all work completed within six (6) months from the date of this resolution.

APPEAL FROM ADMINISTRATIVE DECISION

881-40-A

APPLICANT—LaBella Service Station, Incorporated, owner, Ferdinand F. Scherpich, attorney for Edward Lambert and Florence Scherpich and Sidney B. Fisher, attorney for Amelia Walter, holders of first mortgage.

SUBJECT—Appeal from decision of the borough superintendent.

PREMISES AFFECTED—291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem and Morris Hannes, Dep't of Housing and Buildings; Gustave Goldman, Board of Education and W. J. Carmel, Dep't of Investigation.

ACTION OF BOARD—Appeal dismissed.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (881-40-A)

WHEREAS, Ferdinand B. Scherpich, representing Edward Lambert and Florence Scherpich, mortgagees, filed on September 6, 1940, an appeal from a decision of the borough superintendent, affecting premises 291-301 Metropolitan avenue, northwest corner of Roebling street (Block 2353, Lot 13), Borough of Brooklyn; and

WHEREAS, on September 3, 1940, LaBelle Service Station, Inc., owner, filed a similar appeal; and

WHEREAS, on September 20, 1940, it was stipulated between the counsel for the owner and the counsel for the mortgagees that these appeals be consolidated; and

WHEREAS, the decision of the borough superintendent, dated August 7, 1940, reads:

"You are hereby notified that in accordance with Section C26-180.0 of the Administrative Code, Permit #14038/28 for the above location is hereby revoked.

This revocation is based on plans and N. B. Application #13800/28 filed August 16, 1928, upon which Permit #14038/28 was issued. These plans and application were false and misleading, in that

1. The distance of 140 ft. 8 in. from the driveway to the school fence gate shown on the plans was false.
2. The gasoline service station was located within 200 ft. of the exit entrance to P. S. #17, which is contrary to Section 21 of the Building Zone Resolution, as amended on May 22, 1925."

and

WHEREAS, the decision of the borough superintendent, dated August 7, 1940, referring to Curb Cut Permit A 5406, issued September 16, 1929, reads:

"You are hereby advised that Document A-5406 issued September 16, 1929, by the office of the Borough President for lowering the curb at the following location, is hereby revoked. The location of these curbs are as follows:

N. S. Metropolitan Ave., 4 ft. west of Roebling St.;
N. S. Metropolitan Ave., 68 ft. west of Roebling St.;
W. S. Roebling St., north building line Metropolitan Ave."

and

WHEREAS, Violation No. 284-40, issued August 14, 1940 to the owner, reads:

"You will please take notice that there exists a violation of Section 21 of Article 5 of the Building Zone Resolution of the Board of Estimate and Apportionment adopted July 25, 1916, and as the same has been amended by the Amended Building Zone Resolution,

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and adopted September 29, 1927, at the premises, building or structures hereinafter described, in that

Gasoline service station is located less than 200 ft. from the nearest exit and entrance to Public School No. 17 at the described premises.

REMEDY:

You are hereby directed to discontinue use of premises as a gasoline station at once."

and

WHEREAS, the attorney for the mortgagees contends that there was no false statement or misrepresentation of a material fact in the application on which the permit was based; there was no error made in the issuance of the permit; that the plans located the driveway 140 ft. 8 in. from the school fence gate and this is properly shown on the plans; that on the plans, the service station is shown to be more than 200 ft. from the exit to P. S. No. 17 and conforms to Section 21 of the Building Zone Resolution as amended on May 22, 1925; that any non-conformity of the driveway as physically laid out on Roebling street with that shown in the plans, does not constitute a false or misleading description in the plans or application; that the superintendent is limited in revocation of permits to the grounds set forth in Section C26-180 of the Administrative Code; that the superintendent issued a permit after a full and complete investigation of all the material facts; that its issuance was legal; that the mortgagee surrendered title to the premises and invested \$16,000 therein in reliance upon the issuance of a gasoline station permit; that the premises were sold by the mortgagee only after the issuance of the permit and without any knowledge of any future deviations in the construction of the driveway from that set forth on the plans as filed; that the mortgagee is an innocent purchaser for value and the revocation of the permit is wholly unauthorized as to said mortgagee; that the superintendent exceeded his authority in revoking the entire permit and should merely have confined his action to correcting physical features which did not conform to the plan; that the superintendent should have given the owner an opportunity for corrective action before revoking the permit *in toto*; that the failure of the City to take corrective action within twelve years, ever since the issuance of the permit, and the consequent investment of money in the premises estops the City from attacking the validity of the permit; that the deviation between the plans and the physical layout of the driveway on Roebling street is so slight and the investment of money both by the mortgagee and the owner of the premises is so great, that the City should be estopped from revoking the permit at this late date; that the unsuitability of the premises for any other use but a gasoline station would cause a total depreciation of the value of the mortgage in the event of the revocation of the permit; that such a hardship should not be imposed on the owner or the mortgagee, particularly in view of the fact that corrective action is possible; and

WHEREAS, the attorney for the owner contends: that the act of the superintendent exceeded the authority defined by the Code in that the misrepresentation was not material and the plan as filed perfectly justified the issuance of the permit; that since the act is permissive and not mandatory, the superintendent in the exercise of discretion, should not have revoked the permit; that the applicant purchased this property two years after the issuance of the permit; that the inducement to purchase and the price paid are directly due to the faith placed in the existence of the permit; that it was the city's own act that induced applicant to purchase this property; that the owner is in the position of a bona fide holder, for value, and is innocent of any wrongdoing; that the city's negligence caused this situation; that the city having represented that a gasoline station use of these premises was legal, and well knowing the reliance would be placed on such representation, is now estopped from abrogating it where such act would subject undue hardship on a person innocent of all wrongdoing; that twelve years of uninterrupted gasoline station use of these premises without

interference by the city, gives applicant a vested interest in the permit and constitutes a waiver by the city of rights or privileges; that the breach of Section 21 is so flagrant as to overbalance all the equities in favor of owner; that the superintendent and the Board are vested with discretionary powers in this matter and should therefore consider the equities; that under C26-180.0, superintendent is limited in his act to conditions disclosed by the plan and he may not act under that section on account of physical conditions existing today; and

WHEREAS, these premises were inspected by a committee of the Board; and

WHEREAS, hearings were held and the appeal placed on the Reserve Calendar, pending decision on an application for a zoning variance under Calendar 243-42-BZ; and

WHEREAS, the Board deemed that this appeal should be dismissed, in view of its action at this meeting in granting a zoning variance for the same premises under Cal. 42-BZ and in view of no request to withdraw this application by the applicant who was not present or represented.

Resolved, that the appeal be and it hereby is dismissed.

Adjourned: 12 M.

JOSEPH J. DOYLE, Chief Clerk

REGULAR MEETING

TUESDAY AFTERNOON, MAY 11, 1943

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

ZONING CASES

92-36-BZ

APPLICANT—Philip Freshman for Consolidated Biological Products, Inc., owner.

SUBJECT—Application for consideration—reopening amendment of resolution—Application (decision by the acting borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district for a term of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—109-131 West 50th street, north side and 110-130 West 51st street, south side, 105 ft. west of Sixth avenue (Block 1003, Lot 40, formerly Lot 17), Borough of Manhattan.

APPEARANCES—

For Applicant: John T. Briggs and Philip Freshman.

For Administration: Fred Dahlem, Dep't of Planning and Buildings.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.
Negative

THE RESOLUTION (92-36-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district, for a temporary period of not more than two years, the parking of more than five motor vehicles, premises 109-131 West 50th street, north side, and 110-130 West 51st street, south side, 105 ft. west of Sixth avenue (Block 1003, Lot 40, formerly Lot 17), Borough of Manhattan, was granted by the Board on July 14, 1936, on certain conditions; the resolution amended

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February 20, 1940, October 8, 1940, September 23, 1941, and February 3, 1942, and the applicant requested an amendment to the resolution.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on July 14, 1936, as amended through February 3, 1942, by adding thereto:

"* * * that in the event the parking and storage permitted on the premises, is discontinued for a temporary term due to the occupancy by the circus as permitted by the Board under Cal. 114-43-A, the terms of this resolution shall be deemed inoperative, but upon the termination of the temporary circus, the parking and storage use herein permitted may be restored, provided the requirements of the resolution are complied with in all respects * * *"

6-38-BZ

APPLICANT—Central Savings Bank in the City of New York, owner (Fraberg Parking Corporation, lessee).

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—312-338 West 59th street, south side, 114 ft. 10½ in. west of Broadway (Block 1049, Lots 44-56, inclusive), Borough of Manhattan.

APPEARANCES—

For Applicant: Arthur J. Hack.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (116-38-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting for a temporary period of two years, in a business use district, the parking and storage of more than five motor vehicles, premises 312-338 West 59th street, south side 114 ft. 10½ in. west of Broadway (Block 1049, Lots 44-56 inclusive), Borough of Manhattan, was granted by the Board May 17, 1938, on certain conditions, the permit extended March 26, 1940, the resolution amended June 10, 1941 and July 8, 1941 and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of May 17, 1938 as amended by resolutions adopted by the Board through July 8, 1941, in so far as it has reference to the term of the permit, that as amended, this portion of the resolution shall read:

"Granted under section 7h for a term of two (2) years from the date of this *amended* resolution."

5-38-BZ

APPLICANT—William H. Van Houten, for Mabel Agassiz, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the acting borough superintendent) previously granted on condition, under section 7f of the zoning resolution, permitting in a residence use district, for a temporary term of two years, the premises to be occupied as a private storage lot for more than five (5) motor vehicles (pleasure-car type only).

PREMISES AFFECTED—475 West 146th street, north side, 100 ft. east of Amsterdam avenue (Block 2061, Lots 5 and 6), Borough of Manhattan.

APPEARANCES—

For Applicant: William H. Van Houten.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (145-38-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a residence use district, for a temporary period of two years, the parking and storage of more than five motor vehicles, premises 475 West 146th street, north side, 100 ft. east of Amsterdam avenue (Block 2061, Lots 5 and 6), Borough of Manhattan, was granted by the Board June 7, 1939, on certain conditions, permit extended on May 13, 1941 and the applicant requested a further extension of the period.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on June 7, 1939, as amended May 13, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"* * * for a temporary term of two (2) years, under Section 7h, from the date of this *amended* resolution * * *"

402-40-BZ

APPLICANT—A. A. Forman, 3rd, for Clifford E. Mills, owner.

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting in a residence use and F area district, the erection and maintenance of a building to be used as auto laundry, lubritorium, office and boiler-room in conjunction with a gasoline service station on a plot of ground previously occupied as a gasoline service station.

PREMISES AFFECTED—144-39 to 144-47 Farmers boulevard, southeast corner of South Conduit avenue (Block 4517, Lot 1 and part of Lot 3), Springfield, Borough of Queens.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (402-40-BZ)

WHEREAS, this application, under section 7c of the zoning resolution, permitting in a residence use F area district, the erection and maintenance of a building to be used as auto laundry, lubritorium, office and boiler-room in conjunction with a gasoline service station on a plot of ground previously occupied as a gasoline service station, premises 144-39 to 144-47 Farmers boulevard, southeast corner of South Conduit avenue (Block 4517, Lot 1 and part of Lot 3), Springfield, Borough of Queens, was granted by the Board December 10, 1940, on certain conditions, time extended on May 12, 1942 and applicant requested a further extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of December 10, 1940, as

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amended May 12, 1942, only in so far as it has reference to obtaining permits and completion of the work, so that as amended, this portion of the resolution shall read:

"that all permits shall be obtained and all work completed within one (1) year from the date of this amended resolution."

1022-40-BZ

APPLICANT—Henry Nordheim, for E. J. B. Realty Corporation, owner.

SUBJECT—Application for consideration—reopening and extension of permit—re Application (decision of the acting borough superintendent) under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—309-313 East 149th street, north side, 400 ft. west of Courtlandt avenue and 308-310 East 150th street (Block 2331, Lots 23, 24, 60, 61 and 62), Borough of The Bronx.

APPEARANCES

For Applicant: Henry Nordheim.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (1022-40-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the transient parking of more than five motor vehicles, affecting premises 309-313 East 149th street, north side, 400 ft. west of Courtlandt avenue and 308-310 East 150th street (Block 2331; Lots 23, 24, 60, 61 and 62), Borough of The Bronx, was granted by the Board on April 29, 1941, on certain conditions and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of April 29, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h for a term of two (2) years from the date of this *amended* resolution."

1192-40-BZ

APPLICANT—Central Savings Bank in the City of New York, owner (Fraberg Realty Corporation, lessee).

SUBJECT—Application for consideration—extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the parking and storage of more than five motor vehicles (reopened February 2, 1943 re amendment of resolution—pending).

PREMISES AFFECTED—312-338 West 59th street, south side, 315-347 West 58th street, north side, 200 ft. east of Ninth avenue (Block 1049, Lots 9 and 44), Borough of Manhattan.

APPEARANCES—

For Applicant: Arthur J. Hack.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (1192-40-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the parking and storage of more than five motor vehicles, affecting premises 312-338 West 59th street, south side, 315-347 West 58th street, north side, 200 ft. east of Ninth avenue (Block 1049, Lots 9 and 44), Borough of Manhattan, was granted by the Board on June 10, 1941, on certain conditions and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of June 10, 1941 only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h thereof for a term of two (2) years from the date of this *amended* resolution."

1004-41-BZ

APPLICANT—A. A. Forman, 3rd, for Dougland Hotel Corporation, owner (Frederick Cornelius, lessee).

SUBJECT—Application for consideration—reopening and extension of time—Application (decision of the borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting in a business use district, the reconstruction and extension of a gasoline service station.

PREMISES AFFECTED—175-42 137th avenue and 137-04 Farmers boulevard, southwest corner (Block 3237, part of Lot 24), Springfield Gardens, Borough of Queens.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (1004-41-BZ)

WHEREAS, this application under section 7c of the zoning resolution, permitting in a business use district, the reconstruction and extension of a gasoline service station, affecting premises 175-42 137th avenue and 137-04 Farmers boulevard, southwest corner (Block 3237, part of Lot 24), Springfield Gardens, Borough of Queens, was granted by the Board on June 30, 1942, on certain conditions and the applicant requested an extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of June 30, 1942, only in so far as it has reference to obtaining permits and completion of the work, so that as amended, this portion of the resolution shall read:

"that all permits required shall be obtained and work completed within one (1) year from the date of this *amended* resolution."

APPEALS FROM ADMINISTRATIVE DECISIONS

817-42-A

APPLICANT—Berg Chemical Co., Inc., owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—441 West 37th street, north side, 250 ft. east of Tenth avenue (Block 735, Lots 11 and 12), Borough of Manhattan.

APPEARANCES—

For Applicant: Solomon Berg.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Laid over to May 25, 1943, 4 P.M. for inspection by Insp. Meyer of Fire Department.

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190-43-S
APPLICANT—Towns and James, Inc., lessee, for James Brothers Realty Co., Inc., owner.
SUBJECT—Variation of the labor law as cited in orders of the fire commissioner.
PREMISES AFFECTED—213-221 Duffield street, east side, 100 ft. south of Willoughby street and 110-114 Willoughby street (Block 2077, Lot 18), Borough of Brooklyn.
APPEARANCES—
For Applicant: Samuel Krutzer.
For Administration: Thomas A. Larkin, Fire Dep't.
ACTION OF BOARD—Laid over to May 18, 1943 at 2 P.M. at request of applicant.

190-43-A
APPLICANT—Saul Goldsmith for Barnet Weinstein and Sons, Incorporated, owner.
SUBJECT—Appeal from a decision of the borough superintendent.
PREMISES AFFECTED—126-144 Stewart avenue and 528-546 Meserole street, southeast corner (Block 2977, Lot 1), Borough of Brooklyn.
APPEARANCES—
For Applicant: Saul Goldsmith.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.
ACTION OF BOARD—Laid over to May 18, 1943 at 2 P.M. for inspection by a committee of the Board.

190-43-A
APPLICANT—Alexander D. Crosett, for Defense Plant Corporation, owner (Aluminum Company of America, Agent).
SUBJECT—Appeal from a decision of the acting borough superintendent.
PREMISES AFFECTED—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Lunch Room), (Block 2600, Lot 200), Maspeth, Borough of Queens.
APPEARANCES—
For Applicant: H. G. Hauck.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.
ACTION OF BOARD—Laid over to May 18, 1943 at 2 P.M. for plans.

190-43-A
APPLICANT—Alexander D. Crosett, for Defense Plant Corporation, owner (Aluminum Company of America, Agent).
SUBJECT—Appeal from a decision of the acting borough superintendent.
PREMISES AFFECTED—47-19 Grand avenue, entire area, bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Boiler House Building) (Block 2600, Lot 200) Maspeth, Borough of Queens.
APPEARANCES—
For Applicant: H. G. Hauck.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.
ACTION OF BOARD—Laid over to May 18, 1943 at 2 P. M. for plans.

190-43-A
APPLICANT—Long Island Transport Co., Inc., for Herman Goldstein, owner.

SUBJECT—Appeal from an order and decision of the fire commissioner.
PREMISES AFFECTED—24 Montrose avenue, south side, 250 ft. east of Union avenue (Block 3058, Lot 16), Borough of Brooklyn.
APPEARANCES—
For Applicant: Al. Marsen and Samuel Marshak.
For Administration: Insp. Meyer, Fire Dep't.
ACTION OF BOARD—Laid over to May 18, 1943, at 2 P. M. for inspection by a committee of the Board.

190-43-A
APPLICANT—Richard Shutkind, for Frank H. Sincereaux and Albert W. Pross, trustees.
SUBJECT—Appeal from a decision of the acting borough superintendent.
PREMISES AFFECTED—785 Westchester avenue, west side, 272.46 ft. north of Tinton avenue (Block 2655, Lot 22), Borough of The Bronx.
APPEARANCES—
For Applicant: Richard Shutkind.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.
ACTION OF BOARD—Laid over to May 18, 1943 at 2 P. M. for inspection by a committee of the Board.

205-43-A
APPLICANT—Seelig and Finkelstein, for Perry Holding Corporation, owner.
SUBJECT—Appeal from a decision of the borough superintendent.
PREMISES AFFECTED—1187-1191 Atlantic avenue (1193-1195 displayed), north side, 410 ft. 1 in. west of Nostrand avenue (Block 1866, Lot 9), Borough of Brooklyn.
APPEARANCES—
For Applicant: Irving Seelig.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.
ACTION OF BOARD—Laid over to May 18, 1943 at 2 P. M. for inspection by a committee of the Board.

210-43-A
APPLICANT—Abraham Farber, for Etched Products Corporation, owner.
SUBJECT—Appeal from a decision of the acting borough superintendent.
PREMISES AFFECTED—39-01 Queens boulevard and 43-29 39th street, northeast corner (Block 191, Lot 5), Long Island City, Borough of Queens.
APPEARANCES—
For Applicant: Abraham Farber and M. F. Maher.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.
ACTION OF BOARD—Laid over to May 18, 1943 at 2 P. M. for inspection by a committee of the Board.

900-42-A
APPLICANT—Clifton Paper Stock Co. (lessee), for Cola-Santa-Lucia, Inc., owner.
SUBJECT—Appeal from a decision re an order of the fire commissioner.
PREMISES AFFECTED—384 Water street, north side, 49 ft. 10 in. east of Oliver street, (Block 251, Lot 52), Borough of Manhattan.
APPEARANCES—
For Applicant: Abraham L. Freeman and Dominick Colabella.
For Administration: Insp. Meyer, Fire Dep't.

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ACTION OF BOARD—Appeal withdrawn after argument.
THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

189-43-A

APPLICANT—Samuel Rosenblum, for 9-93 Thompson Street, Inc., owner (Commercial Stores, Inc., lessee).

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—91-93 Thompson street, west side, 125 ft. 1 in. north of Spring street (Block 503, Lot 33), Borough of Manhattan.

APPEARANCES—

For Applicant: Samuel Rosenblum and John McInerney.

For Administration: Insp. Maher, Fire Dep't.

ACTION OF BOARD—Appeal withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

209-43-A

APPLICANT—Frank C. Keller, for Rose V. Garbade and Louise H. Mezick, owners.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—170-02 Hillside avenue, southeast corner of 170th street (Block 9826, Lot 50), Springfield, Borough of Queens.

APPEARANCES—

For Applicant: Frank C. Keller.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

212-43-A

APPLICANT—Joseph Grohs, for Willis Realty Corporation, owner (Cluff Fabric Products, lessee).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—457-463 East 147th street, north side, 90 ft. west of Brook avenue (Block 2292, Lot 50), Borough of The Bronx.

APPEARANCES—

For Applicant: Marcus I. Bronstein.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

649-42-S

APPLICANT—E. A. Laboratories, Inc., lessee, for Aufiero Realty Corporation, owner.

SUBJECT—Variation of the labor law as cited in an order and decisions of the fire commissioner.

PREMISES AFFECTED—698-704 Myrtle avenue and 144-156 Spencer street, southwest corner (Block 1750, Lots 24 and 30), Borough of Brooklyn.

APPEARANCES—

For Applicant: B. G. Edelman and E. J. Merr

For Administration: Thomas A. Larkin, Fire D

ACTION OF BOARD—Application granted on cond
THE VOTE—

Affirmative: Chairman Murdock, Commission

Savage and Blum and Deputy Chief Gunn.

Negative

THE RESOLUTION (649-42-S)

WHEREAS, E. A. Laboratories, Inc., lessee, for Aufiero Realty Corporation, owner, filed August 28, 1942, an application for variation of the requirements of the Labor Law as cited in a decision of the fire commissioner dated July 29, 1942, and on April 16, 1943 amended the application to include an order of the fire commissioner dated December 15, 1942 and a decision of the fire commissioner dated March 22, 1943, affecting premises: 698-704 Myrtle avenue and 144-156 Spencer street, southwest corner (Block 1750, Lots 24 and 30), Borough of Brooklyn; and

WHEREAS, the decision of the fire commissioner dated July 29, 1942, reads:

"In response to your letter of July 20th you please be advised that no permission may be granted by the fire commissioner for doors to be locked, bolted or fastened, during business hours.

The Labor Law is mandatory and prohibits the fastening of any doors in a factory in New York City."

and

WHEREAS, Order No. 9805-LF, issued by the fire commissioner December 15, 1942, reads:

"You are hereby ordered and required, within five days from the date of the service of this order, to:

1. Arrange screen on all windows on 1st story so as to be readily movable or removable from both sides in such a manner as to afford the free and unobstructed use of such windows for the purpose of egress as required by Sect. 272 of the Labor Law."

and

WHEREAS, the decision of the fire commissioner dated March 22, 1943, reads:

"We are in receipt of your letter of March 15, 1943 wherein you request a reissuance of Order 9805-LF requiring the rearranging of screens on all windows on the 1st story so as to be readily movable or removable from both sides in such a manner as to afford the free and unobstructed use of such windows for the purpose of egress. Your request must be denied for the reason that it is not the policy of this Department to reissue orders."

and

WHEREAS, the applicant states that the building is 6 stories (78 ft.) in height; 100 ft. by 292 ft. 2 in. area; of Colonial construction; erected 1919 and 1926; located in an industrial district and used and occupied as follows: cellar, boiler room, 1 person; first floor, stamping department and press room, 50 persons; second floor, offices, motor room, 40 persons; third floor, assembly and painting department, 100 persons; fourth floor, die casting and assembly, 60 persons; fifth floor, assembly, plating and painting, 60 persons; sixth floor, storage and shipping department, 5 persons; that the building is equipped with a sprinkler system, standpipe system, interior fire alarm system, fire drills are maintained; that there are four interior reinforced concrete and steel stairs extending from roof street equipped with fireproof self-closing doors; and

WHEREAS, the applicant contends, as to the decision of the fire commissioner dated July 29, 1942, that the lessee engaged in the manufacture of secret products for the Army Air Corps, that in order to prevent employees and others from passing from floor to floor, the doors leading to the third, fourth, fifth and sixth floors of the south wing are kept latched from the outside so that an employee can leave the floor in which he is employed, but cannot go to any other floor of the building without going through

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ance on the second floor or going to the street and
ering the north building through the main entrance; that
doors leading to all the floors of the north building are
atched from both sides; that special policemen are main-
ed at the entrances to both north and south buildings;
t Government inspectors have requested that the doors
ling to the third, fourth, fifth and sixth floors of the
th building be latched from the stair side to comply with
requirements of the U. S. Army Air Corps; and

WHEREAS, the applicant contends as to Order 9805-LF,
ed by the fire commissioner December 15, 1942 and re-
ed to in a decision of the fire commissioner dated March
1943, that the screens in question were installed, pursu-
to instructions from the War Department, as a proper
guard against unlawful acts; that the installation of
screens in question in no way obstructs the means of
ess from the plant in the event of an emergency; that
of the windows in the plant are steel casement windows
zed with wire glass, each pane of wire glass is 20 in. high
14 in. wide and could not be used for egress; that if the
eens were not installed, any person desiring to remove
et plans could just lift the screen and hand them out
ough the window and likewise any person desiring to
ow any missile into the plant could easily do so; that
plant operates on a 24-hour basis; that there are four
s from the ground floor; and

WHEREAS, the applicant has filed copies of recommenda-
of the U. S. Army; that all first floor windows ac-
sible to Spencer street and Myrtle avenue should be
ened.

Resolved, that the Board of Standards and Appeals does
by *make a variation* in the requirements of the Labor
y, as cited in an order of the fire commissioner, Order
5-LF, Objection 1, and that the application be and it
by is *granted on condition* that all exits provided shall
maintained, and no additional windows shall be screened
er than those as proposed on the first floor; that the
ision of the fire commissioner dated July 29, 1942, be
it hereby is *modified* and the appeal as to the exit doors
granted on condition that no panic bolts shall be main-
ed on any exit doors, except that during the term of
present emergency the doors from each floor to the
rway leading to Myrtle avenue, and to stairway leading
Spencer street at the south end of the building may be
ipped with approved panic bolts and a similar bolt may
maintained at the door leading directly to street on each
such stairways; that all doors shall swing as required
law, in the direction of exit; that the occupancy through-
the building shall not be in excess of that lawfully per-
ted for the capacity of the stairs; that in all other re-
cts, the building and occupancy shall comply with all
s, rules and regulations applicable thereto, other than
modified by the Board under Cals. 455-27-A and 854-41-A.

-42-A

PLICANT—Gulf Oil Corporation, owner.

SUBJECT—Appeal from decisions of the fire commissioner
—Packaging of inflammable mixture known as
“Gulflex Rubberlube” in one-half gallon glass jugs
(capacity of jugs not in conformity with Admini-
strative Code specifications).

PEARANCES—

For Applicant: T. B. Welsh.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (866-42-A)

WHEREAS, Gulf Oil Corporation, owner, filed December
1942, an appeal from a decision of the fire commissioner

relating to the packaging of Gulflex Rubberlube in one-half
gallon glass bottles; and

WHEREAS, the decision of the fire commissioner dated Sep-
tember 28, 1942, reads:

“In reply to your communication of September 22,
1942, it is regretted that your request to pack ‘Gulflex
Rubberlube’ in one-half gallon glass bottles, must be
denied, as it is contrary to the provisions of the Ad-
ministrative Code.”

and

WHEREAS, the decision of the fire commissioner dated
December 10, 1942, reads:

“In reply to your communication of December 4,
1942, it is regretted that your request to pack ‘Gulflex
Rubberlube’ in one-half gallon glass bottles, must be
denied, as it is contrary to the provisions of the Ad-
ministrative Code.”

and

WHEREAS, the applicant contends that it is proposed to
package Gulflex Rubberlube, an inflammable mixture used
for lubricating rubber shackles and bearings in automobiles,
in one-half gallon glass jugs, manufactured by the Owens
Illinois Glass Company to the specifications as indicated on
drawing WB472, filed December 14, 1942 in connection with
this appeal; and

WHEREAS, the applicant contends that the use of Gulflex
Rubberlube is essential to properly service automobiles;
that this product has previously been packaged in cans, but
due to the scarcity of steel, the War Production Board has
prohibited the further use of cans for this product; that the
product will be stored only at bulk plants and terminals of
the Gulf Oil Corporation, from which it will be delivered to
garage and service station customers and will not be resold
for home consumption; that this product is now being pack-
aged in one-half gallon glass jugs throughout the U. S. with
the exception of the City of New York; that the packaging
of this product in one-half gallon glass jugs would not
noticeably increase the fire hazard at garages and service
stations, and it is therefore requested that the Board author-
ize the packaging of this product in one-half gallon glass
jugs bearing labels prominently reading: “Caution—Inflam-
mable Mixture, Do Not Use Near Fire or Flame. Certificate
of Approval 1120.”

Resolved, that the decision of the fire commissioner dated
September 28, 1942 as repeated December 10, 1942 be and
it hereby is *modified* and that the appeal be and it hereby is
granted to permit the product known as Gulflex Rubberlube
now certified by the Fire Department as an inflammable
mixture under Certificate of Approval 1120, to be marketed
in glass jugs as proposed with a capacity of approximately
one-half gallon, *on condition* that such jugs shall bear a
label as required by the Administrative Code and worded to
the satisfaction of the fire commissioner; that this variance
shall be for a term of six (6) months pending the filing of
an application by the manufacturer for general test and
approval of glass bottles and glass containers in various sizes.

908-42-A

APPLICANT—Raymond Irrera, for Harry H. Rice, owner.
SUBJECT—Appeal from a decision of the borough super-
intendent.

PREMISES AFFECTED—37-09 Broadway, north side,
75 ft. west of 38th street (Block 657, Lot 4), Long
Island City, Borough of Queens.

APPEARANCES—

For Applicant: Raymond Irrera.

For Administration: Fred Dahlem, Dep't of Hous-
ing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

MINUTES

THE RESOLUTION (908-42-A)

WHEREAS, Raymond Irrera, for Harry H. Rice, owner, filed December 30, 1942, an appeal from a decision of the borough superintendent, affecting premises 37-09 Broadway, north side, 75 ft. west of 38th street (Block 657, Lot 4), Long Island City, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated November 30, 1942, on Alt. Applic. 1580-42, reads:

"5. Floor beams and girders supporting second floor weak for proposed live load.

6. Minimum live load for manufacturing required to be 120 lbs. per sq. ft."

and

WHEREAS, the applicant states the building is 2 stories (24 ft.) in height; 50 ft. by 80 ft. in area; of Class 3 construction; erected 1927; located in a business use district and used and occupied as follows: cellar, storage and boiler room; first floor, stores; second floor, meeting room, club room and cabaret, 150 persons. It is proposed to be used as follows: Cellar, same; first floor, same; second floor, manufacturing, 40 persons; and

WHEREAS, the applicant contends that it is proposed to change the use of the second floor to light manufacturing, ladies' dresses with an occupancy of 40 persons, with a live load of 100 lbs. per sq. ft.; that when the building was erected in 1927, Certificate of Occupancy 33811 was issued for the stores on first floor and loft on the second floor with a live load of 60 lbs. per sq. ft. on the second floor; that under Misc. Applic. 7099 of 1939 the building was changed from loft to meeting room, club room and cabaret on second floor with an occupancy of 150 persons and Certificate of Occupancy Q12709, issued accepting floor load for 100 lbs. per sq. ft.; that the floor construction is capable of sustaining a live load of 100 lbs. per sq. ft.; that the building is equipped with two remote stairways of wood construction, leading directly to street; that the east stairway extends to roof without continuous enclosure; that all doors leading to stairway are self-closing swinging in the direction of egress; that in view of the former permissible occupancy, that the hazard is greatly reduced by the decrease of the number of occupants requested; that the stairways are of more than ample width to accommodate the proposed number of occupants; that the designed live load of 100 lbs. per sq. ft. will more than safely sustain the superimposed load of sewing machines in connection with the proposed occupancy.

Resolved, that the decision of the borough superintendent, on Alt. Applic. 1580-42, Objections 5 and 6, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the second floor shall be occupied only as proposed with an occupancy of not over 40 persons; that the machinery and equipment at no time shall exceed the floor loading of 100 lbs per superficial foot; that such portable fire fighting appliances shall be maintained on the second floor as the fire commissioner shall direct; that in all other respects, the building and occupancy shall comply with the laws, rules and regulations applicable thereto other than as modified by the Board under Cal. 909-42-S.

909-42-S

APPLICANT—Raymond Irrera, for Harry H. Rice, owner.
SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—37-09 Broadway, north side, 75 ft. west of 38th street (Block 657, Lot 4), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Raymon Irrera.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (909-42-S)

WHEREAS, Raymond Irrera, for Harry H. Rice, owner, filed December 30, 1942, an application for variation of the requirements of the Labor Law as cited in a decision of the borough superintendent, affecting premises 37-09 Broadway, north side, 75 ft. west of 38th street (Block 657, Lot 4), Long Island City, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated November 30, 1942, on Alt. Applic. 1580-42, reads:

"7. Building required to comply with Labor Law:

(a) Stair enclosure contrary to Sect. 270.

(b) Stair required to be constructed of incombustible material."

and

WHEREAS, the applicant states that the building is two stories (24 ft.) in height; 50 ft. by 80 ft. in area; of Class 3 construction, erected 1927; located in a business use district and used and occupied: cellar, storage and boiler room; first floor, stores; second floor, meeting rooms, club rooms and cabaret, 150 persons. It is proposed to be used and occupied: cellar, same; first floor, same; second floor, manufacturing, 40 persons; that the building is equipped with two interior wood stairs, 3 ft. 10 in. wide, enclosed first floor with gypsum block; second floor, with wood studs, metal lath and plaster, equipped with wood doors, one of which stairs leads direct to roof bulkhead and both exterior stairs direct to street; and

WHEREAS, the applicant contends that both stairs are enclosed at cellar level in fireproof enclosures, and request the modification of the Labor Law, to permit the wood stairs to remain with the existing fireproof and fire retardant enclosures, inasmuch as the second floor occupancy would be reduced to 40 persons and the second floor would be used for manufacturing of ladies' dresses.

Resolved, that the Board of Standards and Appeals do hereby *make a variation* in the requirements of the Labor Law, as cited in a decision of the borough superintendent acting on Alt. Applic. 1580-42, Items 7a and 7b, and that the application be and it hereby is *granted on condition* that the stair enclosure and stair shall be maintained as proposed; that the soffit under the stair from the second to the first floor shall be fire retarded with metal lath and cement plaster; that in all other respects, the stairs shall comply with all laws, rules and regulations applicable thereto; that the easterly stair shall be continued to the roof and with the westerly stair enclosure, there shall be constructed and maintained a double rung ladder and a scuttle to the roof with easy opening device; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto other than as modified by the Board under Cal. 908-42-A.

13-43-A

APPLICANT—Emil Koeppel, for Rose Bandes, owner.
SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—4517 Surf avenue, east side, 100 ft. north of Neptune avenue (Block 7824, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Emil Koeppel.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted in accordance with report of Committee.

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THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (13-43-A)

WHEREAS, Emil Koeppel, for Rose Bandes, owner, filed January 7, 1943, an application to revoke Certificate of Occupancy 75736, issued May 17, 1935, affecting premises 4517 Surf Avenue, east side, 100 ft. north of Neptune Avenue (Block 7824, Lot 138), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent, dated February 3, 1943, on Alt. Applic. 2981-42, reads:

"1. As certificate of occupancy 75736 was issued in 1935 for a one-family dwelling the proposed use of this frame building as a Class B Multiple Dwelling is contrary to Sec. 56, M. D. L."

WHEREAS, the applicant states that the building is three stories (34 ft.) in height; 30 ft. by 48 ft. 6 in. in area; Class 4 construction; located in a residence use, E area district and used as follows: cellar, ordinary, boiler room, storage; first floor, caretaker's apartment; second floor, one furnished room; third floor, four furnished rooms;

WHEREAS, violation has been issued for occupying premises as a multiple dwelling, Class B furnished rooms, without a certificate of occupancy; and

WHEREAS, the applicant contends that in 1935, the certificate of occupancy in question was obtained by the former owner in the belief that the occupancy of the building was as a one-family dwelling with roomers; that the building was legally occupied as a Class B multiple dwelling since 1922; that the certificate of occupancy was issued by the Bureau of Buildings, despite the fact that the physical condition of the building was that of a multiple dwelling; that the owner was unable to comply with the requirements of the Division of Housing and turned the deed over to the mortgagee; that the present owner is willing to comply with the Multiple Dwelling Law and Alt. Applic. 2981-42 has been filed with the Department of Housing and Buildings to effectuate such compliance and its approval was denied due to the existence of the certificate of occupancy for one-family dwelling; and

WHEREAS, the applicant has filed with the Board, a communication from the Department of Water Supply, Gas and Electricity certifying that the building was occupied on August 6, 1928 by one family and contained three water closets and two baths and that on July 5, 1933, inspection was made showing that the building contained two water closets and one bath and accommodation for four families, in addition to the conditions previously indicated; and that the building had been charged for water on the basis of one-family occupancy since 1933; and

WHEREAS, the applicant has filed photostatic copy of page 10 of the real estate desk Atlas of Brooklyn, issued in 1929, showing the building in question indicated thereon as Evelyn Lodge; and

WHEREAS, the applicant has filed photographs of similar buildings located in Seagate; and

WHEREAS, the applicant has filed an affidavit of the former owner, to the effect that she occupied these premises and used furnished room during the period 1922-1940; and

WHEREAS, these premises were inspected by a committee of the Board, the report of which reads as follows:

REPORT OF COMMITTEE

May 5, 1943.

Re: Cal. 13-43-A

Premises 4517 Surf Avenue,
(Block 7024, Lot 138)
Sea Gate, Brooklyn.

The premises consist of a plot 63 ft. 9 3/8 in. on Surf Avenue and a depth of 100 ft., listed as Lot 138, Block 7024 (incorrectly stated on the application as Block 7824), on which there exists a frame three-story

dwelling, 34 ft. in height, approximately 30 ft. front by 48 ft. 6 in. deep, erected in 1902 as a single-family dwelling.

In 1926 it is recorded in Application 11643, filed with the Building Department, as a two-family house; in 1927, under Application 3703, as a one-family house; in 1933, under Application 1415 as a one-family house; in 1935, under permit 1343, as a one-family house and Certificate of Occupancy 75736 was issued after the permitted alterations as a one-family house.

It is now claimed that the owners obtained this Certificate of Occupancy on the mistaken notion that the building occupied by the owner with roomers should be classified as a one-family dwelling. It is claimed that since 1922 the building has been occupied as a Class B Multiple Dwelling, known since 1929 as "Evelyn Lodge." There was no classification of a Class B Multiple Dwelling until the passage of the Multiple Dwelling Law, which became effective May 8, 1929, superseding the Tenement House Law, as it related to New York City, since its adoption in 1901.

There is no record of the building being recorded as a tenement house under the Tenement House Law, with the terms of which the building did not comply, and there is no claim that any permit was obtained from the Tenement House Department for occupancy as a tenement under the Tenement House Law for an occupancy of three or more families. The construction of the house of frame without brick-filled walls would have precluded lawful occupancy for three or more families under Section 31 of the Tenement House Law at any time between the years 1901 to 1929. Section 31 reads as follows:

"Sec. 31. Wooden Tenement Houses.

Within the fire limits no wooden tenement house shall hereafter be erected, and no wooden building not now used as a tenement house shall hereafter be altered or converted to such use. But outside of the fire limits, tenement houses not exceeding three stories in height, exclusive of the cellar, may be erected of wood, but shall not provide accommodations for, or be occupied if two stories in height, by more than four families in all, or more than two families on any floor; nor if three stories in height by more than three families in all, nor by more than one family on any floor. No such building shall exceed forty feet in height, and the sidewalls of all such buildings shall be brick filled. And such houses, whether of wood or other material, need not comply with the provisions of the following named sections of this chapter, seventeen, nineteen, twenty, twenty-two, twenty-three, twenty-four, twenty-five, twenty-six, twenty-seven, thirty, thirty-six, thirty-seven, and such houses which do not exceed two stories in height need not have either fire escapes or stairs leading to the roof."

In view of no lawful occupancy as a tenement house prior to the adoption of the Multiple Dwelling Law in 1929, the building could not be accepted as a Class A Multiple Dwelling on such date under the provisions of Section 56 of the Multiple Dwelling Law, which reads as follows, as amended in 1932:

"Sec. 56. Frame Multiple Dwellings.

No frame multiple dwelling shall hereafter be erected, and no frame building not now used as a multiple dwelling shall hereafter be altered or converted to such use. No existing frame multiple dwelling shall hereafter be increased in height, nor shall it be altered to permit a greater occupancy on any floor than is provided for at the time when this chapter becomes effective; except that if the walls of such multiple dwelling are faced with brick veneer and the entrance floor thereof is occupied by not more than one family, such entrance floor may be altered so that such floor may be occupied by not more than

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two families. (Amended by L. 1932, ch. 626, Sec. 4, in effect April 4, 1932. Amendment added clause at end of section)."

Under this section provision is made for increase in occupancy in a frame tenement house but unless a building was recorded as a lawful frame tenement house prior to the adoption of the Multiple Dwelling Law in 1929, these provisions are unavailing, the decision in *People ex rel Pink v. Murdock*, 1937, 166, Misc. 124, 300 N. Y. S. 1250, notwithstanding.

As the requirements of the Tenement House Law were not complied with, the occupancy of the building can be classified until 1929 only under the provisions of the Building Code then in effect. Under that Code, it was permissible to occupy a frame dwelling as a single-family with lodgers. The limitation as to frame construction for a lodging house was set forth in Section 72 of the Building Code. Section 72 provided (in part) as follows:

Sec. 72. When buildings are required to be Fire-proof. New Buildings.

Every building hereafter erected shall be a fire-proof building, as follows:

c. Every residence building, except tenements over 40 ft. in height and having more than 15 sleeping rooms;

e. Every residence building having more than 15 sleeping rooms and exceeding 2,500 square feet in area, unless divided by interior partition walls of approved masonry or reinforced concrete into sections of less than 2,500 square feet area";

The building in question was an existing building in 1916, when this section 72 became effective, although not then occupied as a lodging house, but it contains less than 15 sleeping rooms and does not exceed 2,500 square feet.

Plans filed with the Board on April 14th, showing existing conditions, indicate a total of 16 living rooms as follows:

1st floor—Living Room,	1
Dining "	1
Kitchen	1
Bedrooms	2
2nd floor—Bedrooms	7
3rd floor—Bedrooms	4

TOTAL 16—Total sleeping rooms 13

With substantially the above arrangement, the building has been occupied under the name "Evelyn Lodge" for twenty years or more, predating at least the adoption of the Multiple Dwelling Law and generally understood to be a lodging or rooming house.

In the opinion of the Committee, the building should be classified as a "heretofore converted, Class B Multiple Dwelling." If the building has been occupied by three or more families at any time prior to 1929 or since, such occupancy was unlawful. Under the plans filed with the Borough Superintendent under Alteration Application 2981-1942, the proposal to alter the building to 6 families under the voided application and to change the classification from a heretofore converted Class A Multiple Dwelling to a Converted Class A Multiple Dwelling could not be permitted. To perpetuate it as heretofore converted Class B Multiple Dwelling, it can be permitted only as such if the arrangement is not changed to a Class A arrangement. The plans filed under this Alteration Application 2981-42 under date of October 14, 1942, clearly indicate a Class A arrangement. (*Zicarelli vs. Post*.)

The Board has been informed that the premises were acquired by the Home Owners' Loan Corporation in 1939 through foreclosure of a mortgage for \$4,500 and

sold to the present owner in August, 1942, for \$3,000.

This appeal is from a decision of the Borough Superintendent dated February 3, 1943, acting on Alteration Application 2981-42, denying the application for classification of the building as a Class B Multiple Dwelling as contrary to Section 56 of the Multiple Dwelling Law.

The Committee recommends that the decision be modified as above set forth and that Certificate of Occupancy 75736 be surrendered and a new Certificate of Occupancy be issued for occupancy as a heretofore converted Class B Multiple Dwelling, provided that there are no violations of law existing contrary to the provisions of the Multiple Dwelling Law and Building Code applying to such occupancy.

(Sgd.) HARRIS H. MURDOCK,
Chairman.

BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

JOHN E. GUNN,
Deputy Chief, in Charge,
Fire Dept. Committee.

Resolved, that the decision of the borough superintendent acting on Alt. Applic. 2989-42, be and it hereby is modified and that the appeal be and it hereby is granted in accordance with the Report of the Committee.

67-43-A

APPLICANT—Trieagle Dairies, Inc., lessee, for 160 King Street Corporation, owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—127-131 Conover street, east side, 25 ft. north of King street (Block 545, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: F. J. Marasciullo.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

Negative

THE RESOLUTION (67-43-A)

WHEREAS, Trieagle Dairies, Inc., lessee, for 160 King Street Corporation, owner, filed on February 17, 1943, appeal from an order and decision of the fire commissioner affecting premises 127-131 Conover street, east side, 25 ft. north of King street (Block 545, Lot 1), Borough of Brooklyn; and

WHEREAS, Order 92875-LC, issued by the fire commissioner August 27, 1942, reads:

"You are hereby notified that an inspection of the above premises, used to maintain a garage shows that the following must be done before the permit request by you can be issued:

5. Remove all wooden boxes from storage garage separate the space where wooden boxes are stored from the remainder of 1st story by an enclosure of approved fire retarding material."

and

WHEREAS, the applicant states the building is one story (14 ft.) in height, 70 ft. by 100 ft. in area; of Class 3 construction; erected 1924; located in an unrestricted use district and used and occupied as follows: milk depot and storage garage for lessee's own trucks, 6 persons; and

WHEREAS, the applicant contends that it has occupied premises since 1939 and Fire Department permit has been issued every year since; that the conditions have not changed; that the Fire Department has taken exception

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fact that wooden cases are unloaded on the premises; these cases are not stored, but only unloaded and reloaded the same day and sent out to a pasteurizing plant; these conditions exist in all milk depots throughout the city; that the business cannot be operated under present war conditions in any other way and for this reason it is requested that the Board grant this appeal, so as to permit issuance of the Fire Dept's permit and continuance of the business as it existed since 1939.

Resolved, that the order of the fire commissioner, Order 1935-LC, Item 5, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the cases in question shall be stored in neat piles toward the rear of the building and removed at least 75 ft. from the boiler installation and not nearer than 25 ft. to the storage of any truck; that such portable firefighting appliances shall be maintained as the fire commissioner shall direct; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

143-A

APPLICANT—Philip Freshman and John T. Briggs, for Consolidated Biological Products, Inc., owner (Big Top, Inc. lessee).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—109-131 West 50th street, north side, 235 ft. 6 in. west of Sixth avenue, and 110-130 West 51st street (Block 1003, Lot 40), Borough of Manhattan.

PEARANCES—

For Applicant: John T. Briggs, Larry Sunbrock, Marion Sunbrock, Jack Andrews, Philip Freshman and B. Geldzahler.

For Opposition: A. J. Halprin and Barnard Rothman.

For Administration—Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (114-43-A)

WHEREAS, Philip Freshman and John T. Briggs, for Consolidated Biological Products, Inc., owner (Big Top, Inc. lessee), filed March 15, 1943, an appeal from a decision of the borough superintendent affecting premises 109-131 West 50th street, north side, 235 ft. 6 in. west of Sixth avenue and 110-130 West 51st street (Block 1003, Lot 40), Borough of Manhattan; and

WHEREAS, the decision of the borough superintendent, dated March 12, 1943 on N.B. Applic. 3-43, reads:

"1. Structure should be fireproof, Class 1, due to area being over 5,000 sq. ft. as per Sec. C26-254.0 Adm. Code.

2. Supports of seats should be fireproof.

3. Provide adequate toilet facilities within structure as per Sec. C26-1279.0 Adm. Code.

4. Provide drainage for roof as per Sec. C26-1299 A.C.

5. Provide a standpipe system as per Sec. C26-1381.0 Adm. Code."

WHEREAS, on March 23, 1943, this matter was adjourned until March 30, 1943 to permit the applicant to request that the borough superintendent consider the building as a temporary structure; and

WHEREAS, the applicant filed an application with the borough superintendent for reconsideration of his decision dated March 12, 1943 on the following grounds:

"This application is for a temporary structure for a period of six months, Sec. C26-151; C26-247; C26-542 a, b, c, d and C26-543.

All parts of this structure are of fireproof materials except the canvas top which will be flameproofed to the satisfaction of the Fire Commissioner."

and

WHEREAS, the decision of the borough superintendent dated March 27, 1943 on such amendment reads:

"Reconsideration denied."

and

WHEREAS, the applicant states that the premises consist of a plot 275 ft. by 139 ft.; irregular in area; upon which it is proposed to erect a one story building, 211 ft. 4 in. by 121 ft. 4 in. in area; of masonry wall enclosing an area to be roofed by a canvas tent supported independently of the masonry enclosing walls, and to be used for temporary period of six (6) months as an exhibition building for circus purposes to accommodate 2,500 persons on seats constructed of wood on 2 in. pipe stanchions, supported on 3 in. by 8 in. yellow pine continuous sills as indicated on drawing filed with the borough superintendent; and

WHEREAS, the applicant contends as to Objection 1, that the proposed building is of a temporary nature; that an area of 23,300 sq. ft. will be used for twice daily circus performances and the space to be occupied by the public will be 12,000 sq. ft., or approximately 53 per cent. of the area; that the seating will be located only 4 ft. above grade at the high point; that the peak of the tent will be 27 ft. 6 in. above this point and sloped to 15 ft. in height at a point above the front row of seats; that the covering of the tent will be canvas, chemically treated for inflammability, and it will be erected by experienced mechanics and maintained 24 hours each day by a crew skilled in its maintenance; that before each performance, and at least twice each day, the canvas will be thoroughly wetted by means of hoses; that the vertical enclosures will be by concrete block walls with cement mortar joints and painted for aesthetic appeal; that this block wall will be extended jib shaped to end of each block of seats as indicated on the plans filed with the borough superintendent; that there will be large open areas on the plot surrounding the proposed structure; that the proposed project requires the circus tent illusion and that incombustible materials for its construction are not available; and

WHEREAS, the applicant contends as to Objection 2, that all wood used in constructing the seats and supports and all other wood used throughout will be treated by painting with "Firepels" manufactured by the Albi Chemical Corporation, and will be used in a 1-4 mix, 2 coats, and repainted at intervals when required; and

WHEREAS, on March 27, 1943, the applicant amended the appeal as to Objection No. 2 by stating that:

"All exposed wood throughout will be fireproofed wood, processed by an approved laboratory."

and

WHEREAS, the applicant contends as to Objection 3, that adequate toilet facilities will be provided in an existing separate building in the east end of the plot and as to Objection 4, that no foundations will be disturbed by water inundation, as part of the plot is concrete paved and drained to catch basins which are drained to the public sewer; that the remainder is hard packed cinder fill, pitched and drained to 51st street curb; that as to Objection 5, that materials are not available for the installation of a standpipe system; that hose connected to water lines will be provided; that receptacles filled with sand will be provided for cigar and cigarette butts; that water filled pails will be provided at intervals and a trained fire patrol will be kept on duty at all times; that attendants will be employed to gather and dispose of loose papers dropped during each performance; that 11 exits will be provided for the public with the guy supports arranged so as not to interfere with direct access to the exits; and

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WHEREAS, on March 30, 1943, the Board adopted the report of the Committee of the Board; and

WHEREAS, after numerous tests of fabrics for the top to determine flameproof and waterproof qualities, the applicant proposed the use of Velon, backed up with Vinylite, which, after tests witnessed by representatives of the Board and the Fire Department, was found to be suitable when complying with the following requirements, i.e., the Velon shall be broken Twill type, having 58 counts per inch in length and 40 counts per inch in width and weighting 16-4/10 ounces per square yard, coated with Vinylite resin, known commercially as VU-5999-Black by a calendaring process in the dry state at a heat varying from 270° to 280° F. with pressure, regulated to the amount necessary to form a stable adhesion of the coating and base material.

Resolved, that the decision of the borough superintendent, acting on N. B. Applic. 3-43, Objections 1, 2, 3, 4 and 5, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the proposed structure shall be used for a temporary period of not over six (6) months from the date of this resolution; that the proposed tent passageways and exits shall be arranged substantially in accordance with the revised plans marked "Received May 10, 1943"; that no combustible materials shall be used in connection with same or for the interior equipment, except that the seatings may be of the opera chair type, fixed in place to the concrete floor and with steel or cast iron frames and with plywood seats and backs; that the grandstand and poles supporting the top may be of wood, provided they shall be fire-retarded by painting to the satisfaction of the borough superintendent with "Fire-pels" or material equivalent in the opinion of the Board; that the top and ropes shall be made of Velon coated on the underside with Vinylite, report of test on which has been submitted by the Better Fabrics Testing Bureau, Inc. under date of May 11, 1943, as to flameproof and waterproof qualities; that the wire fence along the line of West 51st street shall be maintained, except that gates, as indicated on above-mentioned plans, shall be installed and the fence extended to the easterly property line; that the grade at the line of the tent for the exit ramps shall not be more than 6 in. above the present grade of the plot; that sufficient hose shall be furnished at each of the two 1 in. hose outlets indicated, so that together they will cover the full area occupied by the tent; that the two fire alarm gongs indicated on such plans shall be connected directly to fire headquarters through an approved central station; that at all times while the performance is being carried on, sufficient attendants shall be present who shall be familiar with the hose and gongs; that the plot to be occupied by this tent and the existing toilet facility building shall be the same area as permitted by the Board for use as parking under Cal. 92-36-BZ; that this circus use is in substitution for the parking use permitted thereunder during this temporary term; that sufficient toilet facilities shall be provided within the toilet building; that no other buildings or structure shall be erected or maintained on the premises during this temporary term; that stabling and feeding of animals employed shall be provided for off the premises; that no signs shall be erected on the premises other than those that are in accordance with the building zone resolution therefor; that the operation, type of entertainment, and other safeguards shall be under such requirements as the commissioner of licenses shall prescribe; that any properties employed, railing or similar equipment and decorations and sawdust shall be flameproofed to the satisfaction of the fire commissioner or fireproofed in accordance with the requirements of the Building Code; that such portable fire extinguishers shall be maintained as the fire commissioner shall direct; that around the tent, the open areas and exits to streets as indicated on the above referred to plans, shall be maintained free of all encumbrances at all times and a smooth and reasonably impervious pavement shall be maintained; that adequate storm drains shall be maintained within the enclosure; that in all other respects, the building and structure and occupancy shall comply with all laws, rules and

regulations applicable thereto to the satisfaction of the borough superintendent.

115-43-S

APPLICANT—Ansley Radio Corp., lessee, for Schu Real Estate Co., Inc., owner.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—21-10 49th avenue, southeast corner of 21st street (1st floor); (Block 71, Lot 1), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Anne Klein Ansley.

For Administration—Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition THE VOTE—

Affirmative: Chairman Murdock, Commissioner Savage and Blum and Deputy Chief Gunn.

Negative

THE RESOLUTION (115-43-S)

WHEREAS, Ansley Radio Corporation, lessee, for Schu Real Estate Company, Inc., owner, filed on March 13, 1943, an application for variation of the Labor Law as cited in a decision of the borough superintendent, affecting premises 21-10 49th avenue, southeast corner 21st street (First floor) (Block 71, Lot 1), Long Island City, Borough of Queens and

WHEREAS, the decision of the borough superintendent dated March 8, 1943 on Misc. Applic. 407-43, reads:

"1. Proposed installation of panic bolts on exit doors is contrary to Sect. 272, paragraph 3 of the Labor Law and

WHEREAS, the applicant states that the building is 7 stories (84 ft. 6 in.) in height; 200 ft. by 139 ft. in area; of Colonial construction; erected 1915; located in an unrestricted district and used and occupied as follows: Cellar, boiler room and electric equipment; basement, office and storage room; first floor, manufacturing electronic instruments, 10 persons; second floor, manufacturing metal parts devices, 83 persons; third floor, manufacturing phonographs and radio parts, 80 persons; fourth floor, manufacturing phonograph and radio parts, 50 persons; fifth floor, manufacturing aeronautical parts and office, 90 persons; sixth floor, manufacturing aeronautical parts, 80 persons; seventh floor, manufacturing aeronautical parts, laboratory and office, 66 persons; that the building is equipped with a steam pipe system, interior alarm system and fire drills are maintained; that there are two 4 in. wide steel stairs enclosed in fireproof partitions equipped with kalamein self-closing doors extending from roof bulkhead direct to street; and

WHEREAS, the applicant contends that it is engaged in 100% war work classified as secret; that because of floor layout, it would require four to five guards to watch all the entrances; that this would be prohibitive in cost and a waste of manpower; that because the entrances into the public lobby of the building on the ground floor, it is difficult to prevent unauthorized persons from entering the factory; that the panic bolts proposed would prevent entrance and allow free exit to the employees in the event of emergency; and

WHEREAS, the applicant has filed a plan indicating proposed installation of five panic bolts and showing doors locked on the first story; and

WHEREAS, the applicant has filed a copy of recommendation from the Plant Security Office of the U. S. Army recommending that panic bolts be installed.

Resolved, that the Board of Standards and Appeals hereby make a variation in the requirement of the Labor Law, as cited in a decision of the borough superintendent acting on Misc. Applic. 407-43, Objection 1, and that the application be and it hereby is *granted on condition* that no panic bolts shall be installed or maintained on any

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ers, except on the first floor at doors 6 and 7 leading to central hallway and doors 2 and 9 leading to 21st street, indicated on plans marked "Received April 14, 1943" on the 7th floor on door from Engineering Department at the southwesterly corner, as marked on plan marked "Received May 11, 1943"; that such panic bolts shall be of an approved type; that in all other respects, the building occupancy shall comply with all laws, rules and regulations applicable thereto, other than as modified by the Board under Cal. 247-42-S.

(163-43-A)

APPLICANT—Hayward Service, Inc., for Ozone Park Sportswear Co., owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—94-24 88th avenue, west side, 150 ft. north of 95th avenue (Block 9023, Lot 14), Ozone Park, Borough of Queens.

APPEARANCES—

For Applicant: Walter J. Vasall.

For Administration—Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (163-43-A)

WHEREAS, Hayward Service, Inc., for Ozone Park Sportswear Co., owner, filed on April 6, 1943, an appeal from a decision of the borough superintendent, affecting 94-24 88th street, west side, 150 ft. north of 95th avenue (Block 9023, Lot 14), Ozone Park, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated August 26, 1942, reconsideration denied March 9, 1943, on Misc. Applic. 1043-42, reads:

"1. Chimney does not comply with rule 12.1. Board of Standards and Appeals. Not further considered."

WHEREAS, the applicant states that the building is one story (18 ft.) in height, 40 ft. by 90 ft. in area; of Class 3 construction; erected 1929; located in a residence use, D area district, and for which Certificate of Occupancy No. 39473 was issued on N. B. Applic. 9298-28, permitting the use of building as a shop; and

WHEREAS, the building is used as follows: Cellar, boiler room; first floor, dress factory, 25 persons; and

WHEREAS, the applicant contends that the chimney is tiled, encased on all sides with at least 8 in. of brick work and is ample to handle both boilers connected thereto; that the building is occupied as a factory and should be classified as a mercantile building under Rule 12.1 of the Oil Burner Rules; that the temperatures in the stack are not excessive, ranging between 500 and 600° F.; that the plant has operated satisfactorily since its installation and in view of present conditions it will be a serious hardship and great expense to be required to construct an additional chimney;

WHEREAS, Fire Department Order 91959-LC, issued by the fire commissioner June 6, 1942 on Applic. 1354-42, reads in part:

"4. Provide that each boiler, heater, range or stove is connected to a separate flue in a legal chimney. Rule 12, Oil Burner Rules."

WHEREAS, the applicant was convicted and fined April 5, 1943, on a charge of violating Chapter 19, Section C19-52.0a, for the storage of fuel oil without a permit.

Resolved, that the decision of the borough superintendent on Misc. Applic. 1043-42, Objection 1, be and it hereby is affirmed and that the appeal be and it hereby is granted on

condition that in all other respects, the building and occupancy shall comply with all laws, rules, and regulations applicable thereto and that the oil burner installations shall comply with the rules of the Board in all other respects.

180-43-A

APPLICANT—Sidney L. Strauss, for Lucy S. Trotter, owner, Alvin and Virginia W. Devereaux, trustees (A. S. Beck Corp., lessee).

SUBJECT—Appeal from a decision of the fire commissioner.

PREMISES AFFECTED—468-470 Fulton street, south side, 20 ft. west of Elm place (Block 157, Lot 18), Borough of Brooklyn.

APPEARANCES—

For Applicant: Sidney L. Strauss.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (180-43-A)

WHEREAS, Sidney L. Strauss, for Lucy S. Trotter, owner (A. S. Beck Shoe Corporation, lessee), filed April 20, 1943, an appeal from a decision of the fire commissioner affecting premises 468-470 Fulton street, south side, 20 ft. west of Elm place (Block 157, Lot 18), Borough of Brooklyn; and

WHEREAS, the decision of the fire commissioner dated April 7, 1943, reads:

"With reference to your letter of March 29th, 1943, relative to the proposed installation of an air-conditioning system on the premises 468 Fulton street, Brooklyn, I have to advise as follows:

Chapter 19-98-b of the Administrative Code requires that the direct method of refrigeration shall not be used in any building, whether or not a permit is required for the installation therein, outside of the refrigerating machinery room, except in buildings used exclusively for ice making or for refrigerating purposes, or when such method is not carried above the first floor in business buildings, or in the business sections of business buildings, provided the entire system is confined to one floor in the space occupied by a single tenant, or in the business section of a residence building when not carried above the first floor, or in a residence building occupied by not more than two families, or in any building provided a non-irritant and non-flammable refrigerant is used.

The proposed installation of an air-conditioning system in 468 Fulton street, Brooklyn, whereby the unit will be located on the 2nd floor of the premises to provide air conditioning for the basement and 1st floor will not be allowed."

and

WHEREAS, the applicant states that the building is 5 stories (54 ft.) in height, 40 ft. by 72 ft. 9 in. in area at first floor, 40 ft. by 62 ft. in area at typical floor, of Class 3 construction, erected in 1900, located in a business use district and used and occupied as follows: cellar, boiler room and salesroom, 5 persons; 1st floor, store, 5 persons; 2nd floor, shoe storage, no persons; 3rd, 4th and 5th floors, vacant; and

WHEREAS, the applicant contends that the basement and first floor of the building are now air-conditioned and it is proposed to install a new refrigerating unit in place of the present unit air-conditioning on the second floor of the premises, as indicated on plans filed with this appeal; that the installation of this new unit would create a direct method of refrigeration, but the Code does not permit the installation of the unit on the 2nd floor to provide air-conditioning for the first floor; that there is no human occupancy above the first floor and for these reasons, it is requested that a modification of the requirements of the Code be granted, so

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as to permit the installation of the new refrigerating unit as proposed with a fusible linked damper in the supply duct where it passes through the 2nd floor construction; and

WHEREAS, the Board is informed that under the proposed refrigerating code, the condition as proposed would be permitted.

Resolved, that the decision of the fire commissioner dated April 7, 1943 be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that in all other respects, the installation shall comply with the requirements of the Refrigerating Code therefor; that the second story, where the refrigerating unit is to be located, shall not be used for any purpose other than the storage of shoes with no permanent human occupancy; that all stories above the second shall be vacant at all times; that the stairway from the first to the second floors shall be fully enclosed and that a railing shall be constructed and maintained around the refrigerating unit; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

200-43-A

APPLICANT—A. E. Keough for John T. Stanley Co., Inc., owner.

SUBJECT—Appeal from a decision of the fire commissioner re Packaging of inflammable mixture known as "Mobo Anti-Freeze" in one-gallon glass jugs (capacity of jugs not in conformity with Administrative Code specifications).

APPEARANCES—

For Applicant: A. E. Keough.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (200-43-A)

WHEREAS, A. E. Keough, for John T. Stanley Co., Inc., owner, filed March 29, 1943, an appeal from a decision of the fire commissioner, relating to the packaging and sale of inflammable mixture known as "Mobo Anti-Freeze" in one-gallon glass containers; and

WHEREAS, the decision of the fire commissioner, dated March 31, 1943, reads:

"Your request of March 25, 1943, to use one-gallon glass jugs for 'Mobo Anti-Freeze' must be denied as being contrary to Chapter C19 of the Administrative Code."

and

WHEREAS, the applicant states that it is proposed to package the inflammable mixture known as "Mobo Anti-Freeze" in glass containers manufactured by the Hazel Atlas Glass Company, said containers having a capacity of 134½ ounces to contain 128 liquid ounces, with a head space of 6½ ounces for expansion, as indicated on drawings filed with this appeal; that the closure for the bottles to be 38 mm. metal cap, .013 in. in thickness, equipped with oil and pulp liners .035 in. in thickness, the oil liners to be .010 in. and the pulp liner .025 in. in thickness, except that Vynalite liners, which are still available on the market, will be used as long as they are obtainable; that the Vynalite liner is .043 in. thick, consisting of pulp liner .0345 in. and Vynalite coating .085 in. thick; and

WHEREAS, the applicant contends that "Mobo Anti-Freeze" has been packaged in accordance with the Administrative Code since 1938 under Certificate of Approval 1026; that Mobo Anti-Freeze is sold for use in automobile radiators only and contains completely denatured alcohol, formula #13, and a small percentage of rust inhibitor and dye; that this rust inhibitor and dye prevent the use of this mixture for household purposes; that nearly 100% of all sales of Mobo Anti-Freeze are made to car dealers, garages, or service stations; that the War Production Board has ordered the

discontinuance of the use of metal containers for packaging of this product and the only alternative is to package glass; that unless the Board grants this appeal, the applicant's business will be lost within the New York City area; that there is no greater fire hazard involved in the use of glass containers of one-gallon capacity packed in suitable corrugated fiber boxes constructed to hold four (4) one-gallon glass containers, than there would be in the use of cans of similar capacity; that the proposed Hazel Atlas one-gallon glass container is a round bottle of sufficient strength to resist normal pressures of the mixture from within and normal pressure from without; that the bottle which it is proposed to use, is Hazel Atlas bottle #40, identical with that permitted to be used by the Board under Cal. 128-43-A for packaging a similar product.

Resolved, that the decision of the fire commissioner dated March 31, 1943 be and it hereby is *modified* and that the appeal be and it hereby is *granted*, to permit the production known at Mobo Anti-Freeze and certified by the Fire Department as an inflammable mixture under Certificate of Approval 1026, to be marketed in glass jugs as proposed having a capacity of approximately one gallon, on condition that such jugs shall bear a label as required by the Administrative Code and worded to the satisfaction of the fire commissioner; that such label shall contain the words "When opened, remove entire contents at once" in red letters on a light background; that this variance is for a term of six (6) months, subject to action by the Board on an application filed by the Hazel Atlas Glass Company under Cal. 150-43-SM, for general test and approval of glass bottles and glass containers in various sizes.

208-43-A

APPLICANT—Frank C. Keller, for Achille Thomas, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—147-48 230th street, west side, 180 ft. north of 148th avenue (Block 4970, Lots 22 and 23), Springfield, Borough of Queens.

APPEARANCES—

For Applicant: Frank C. Keller.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...
Negative

THE RESOLUTION (208-43-A)

WHEREAS, Frank C. Keller, for Achille Thomas, owner, filed May 3, 1943, an appeal from a decision of the borough superintendent; premises 147-48 230th street, west side, 180 ft. north of 148th avenue (Block 4970, Lots 22 and 23), Springfield, Borough of Queens; and

WHEREAS, the decision of the acting borough superintendent dated April 6, 1943, re N. B. Applic. 510, reads:

"Frame construction within fire limits is contrary to Sec. 4.1.2 of New York City Bldg. Code."

and

WHEREAS, the applicant states the building is one story (10 ft.) in height, 12.2 ft. by 19.3 ft. in area, erected on lot 60 ft. by 100 ft. in area; Class 4 construction; located in an undetermined, D area, district; erected in 1940; occupied as a one-car garage accessory to dwelling; and

WHEREAS, Violation 642-43 was issued March 15, 1943, erecting a frame garage within the fire limits contrary to Code; and

WHEREAS, the applicant contends that in 1940, an application was filed for a permit, requesting permission to erect a frame garage on the premises; that this application

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never approved and the owner, not having been advised by the architect that the application had been denied, used the building to be erected was a frame building in fire limits, proceeded to erect the garage; that the owner was not aware of any violation until notified of violation 642-43; that the garage was erected at the front of the lot with a setback of 8 ft. from the building line and is 2 ft. 9 in. from the northerly lot line; the exterior is covered with asbestos shingles and the garage is used as an accessory to the dwelling on the same lot; it is felt in the event the Planning Commission should be held in this area, it would be placed in a residential use D district and a frame garage would then be permissible; since the garage is now up and there was no intent to violate the law, it is requested that permission be granted to continue the use of the existing garage.

Resolved, that the decision of the borough superintendent of B. B. Applic. 5105-40 be and it hereby is *modified* and the appeal be and it hereby is *granted on condition* that the construction shall comply with the requirements of a similar accessory garage building when erected outside the fire limits; that the building shall be erected not less than 2 ft. 9 in. from the property line.

MATERIALS SUBMITTED FOR APPROVAL

486-39-SM

APPLICANT—United States Gypsum Company, owner.

SUBJECT—Application reopened April 27, 1943—Amendment of resolution to include approval of Predecorated Sheetrock and Predecorated Samson Wallboard—Sheetrock and Samson Wallboard, previously approved.

APPEARANCES—

For Applicant: R. R. Heiges.

ACTION OF BOARD—Resolution amended.

VOTE TO AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

RESOLUTION (486-39-SM)

WHEREAS, United States Gypsum Company, owner, filed on May 18, 1939, an application with the Board of Standards and Appeals for approval of the material known as Sheetrock and Samson Wallboard; and

WHEREAS, this material was approved by the Board September 24, 1940, resolution amended on June 9, 1942, and applicant requested a further amendment of the resolution;

WHEREAS, this application was reopened by vote of the Board on April 27, 1943 and referred to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

April 3, 1943.

Re: Cal. 486-39-SM.

Subject: Sheetrock and Samson Wallboard (Amendment to include Predecorated Sheetrock and Predecorated Samson Wallboard).

On September 24, 1940, the Board of Standards and Appeals approved Sheetrock and Samson Wallboard materials as made by the applicant. Under date of April 15, 1943, the applicant requested an amendment to permit the application of a decorative surface coat consisting of two coats of pigmented lacquer and a finish coat of clear lacquer in the usual pastel colors, such as buff, blue, green and ivory and that these decorative materials be marketed under the names of Predecorated Sheetrock and Predecorated Samson Wallboard.

On the basis of the foregoing, the Committee recom-

mends that the materials manufactured under the approval granted on September 24, 1940 may be permitted to be decorated as described herein, to be sold under the names of Predecorated Sheetrock and Predecorated Samson Wallboard provided the basic materials and the labeling meet the requirements of the resolution as adopted September 24, 1940.

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on tests

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of September 24, 1940 through resolutions adopted by the Board on June 9, 1942, in accordance with the report of the Committee on Tests.

405-41-SM

APPLICANT—The Arkansas Company, Incorporated, owner.

SUBJECT—Arko Flameproofing Compound AS, approval of.

APPEARANCES—

For Applicant: Albert N. Scaccia.

ACTION OF BOARD—Material approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (405-41-SM)

WHEREAS, The Arkansas Company, Incorporated, owner, filed on May 5, 1941, an application with the Board of Standards and Appeals for approval of the material known as Arko Flameproofing Compound AS; and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

May 10, 1943

Re: Cal. 405-41-SM.

Subject: Arko Flameproofing Compound AS, approval of. (At the request of the Board, the name was changed from Arko Fireproofing Compound AS to Arko Flameproofing Compound AS.)

The Arkansas Company, Incorporated, of Newark, New Jersey, filed May 5, 1941, an application with the Board of Standards and Appeals for approval of Arko Flameproofing Compound AS under the provisions of Sec. C26-191.0 and C26-721.0.b of the Administrative Building Code, and the Rules of the Board of Standards and Appeals, Tests of Fire-resistive, Flameproof Materials such as Textiles, Paper, Similar Materials and Adhesives used for Decorative Purposes and Treated Acoustical Draperies, Carpets and Similar Materials for use in places of Public Assembly and Special Occupancy Structures" adopted under Cal. No. 294-40-SR.

Arko Flameproofing Compound AS is a complex inorganic salt which is dissolved in water in proportion of 1 lb. to 1 gal. of water at a temperature of 135° F. and strength of 12° Baume and applied by immersing or treating fabrics on standard textile processing equipment such as jiggers, padders, or open vessels.

Fabrics submitted for test purposes were treated at the applicant's factory at Newark, New Jersey, on April 10, 1943 in the presence of representatives of the Committee on Tests of the Board. Sufficient solu-

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tion was made to saturate the material which was passed twice through the solution; excess moisture was removed by passing the material through pressure rollers and the material was dried in a Kenyon Drier at

255° F. for 10 minutes. The fabric was then forwarded to Columbia University Engineering Laboratory test in accordance with the Rules of the Board, with the following results:

RESULTS OF TEST

Material	Test No.	Description	Duration of Flame		Duration of Glow	
			Mins.	Secs.	Mins.	Secs.
Rayon Pile Fabric.....	71737	Treated	0	0	0	0
Rayon Pile Fabric.....	71738	Treated	0	0	0	1
Rayon Pile Fabric.....	71739	Treated	0	0	0	5
		Average	0	0	0	2
Rayon Pile Fabric.....	71740	Untreated	Material 100% consumed in 45 secs.			
Cotton Velour	71741	Treated	0	0	0	15
Cotton Velour	71742	Treated	0	0	0	8
Cotton Velour	71743	Treated	0	0	0	17
		Average	0	0	0	13
Cotton Velour	71744	Untreated	Material 100% consumed in 35 secs.			

The chemical analysis of the flameproofing compound submitted by the applicant shows the contents of Arko Flameproofing Compound AS are inorganic borates and phosphates with

total solids 67%
moisture 33%
PH value 8.5

a water white viscous liquid that is readily soluble in warm water.

RECOMMENDATION

On the basis of the foregoing data, the Committee on Tests recommends the approval of Arko Flameproofing Compound AS for use on fabrics listed herein as susceptible of being satisfactorily flameproofed by the proper application of this flameproofing compound. Tests for each specific installation of originally treated combustible material, or any retests thereof, shall be made by the fire commissioner or in a laboratory approved by him in accordance with the Rules of the Board hereinbefore referred to.

The Committee further recommends that each container in which this material is marketed shall be labelled or marked "Approved by the Board of Standards and Appeals for use in New York City under Cal. 405-41-SM." The label shall also include specifications to be followed in the application of Arko Flameproofing Compound AS to the various types of fabrics so as to insure their being flameproofed in accordance with the requirements of the Rules for "Test of Fire-resistant, Flameproof Materials, such as Textiles, Paper, Similar Material and Adhesives used for Decorative Purposes and Treated Acoustical Draperies, Carpets and Similar Materials, for use in places of Public Assembly and Special Occupancy Structures," adopted by the Board under Cal 294-40-SR.

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on tests.

and

WHEREAS, this report recommended the approval of this material.

Resolved, that the Board of Standards and Appeals hereby approve the material known as Arko Flameproofing Compound AS, on condition that the material be manufactured, used and labelled, stamped or tagged in accordance with above report.

101-42-SM

APPLICANT—L. A. Kelly, for American Radiator and Standard Sanitary Corporation, owner.

SUBJECT—American Radiator and Standard Sanitary Corporation "Standard" B-884-ST Combination Sink Faucet with Spray, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Material approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioner Savage and Blum and Deputy Chief Gunn

Negative

THE RESOLUTION (101-42-SM)

WHEREAS, L. A. Kelly, for American Radiator and Standard Sanitary Corporation, owner, filed on February 4, 1942, an application with the Board of Standards and Appeals for approval of the material known as the American Radiator and Standard Sanitary Corporation "Standard" B-884-ST Combination Sink Faucet with Spray; and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests recommended the approval of this material.

REPORT OF COMMITTEE ON TESTS

Re: Cal. 101-42-SM.

Subject: American Radiator and Standard Sanitary Corporation "Standard" B-884-ST Combination Sink Faucet with Spray, approval of.

The American Radiator and Standard Sanitary Corporation filed February 4, 1942, an application with the Board of Standards and Appeals for approval of their "Standard" B-884-ST Combination Sink Faucet with Spray under the provisions of C26-1277.0, Administrative Building Code and the Rules Relating to Submerged Inlets and Protective Methods to be Applied to Prevent Contamination of Water Supply. The Board of Standards and Appeals.

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The B-884-ST. Standard Combination Sink Faucet and Spray comprises hot and cold removable seat compression valves with yoke supplying water to a swinging semi-gooseneck spout and hose with thumb controlled spray head. When the valves are opened, the water flows through the spout in the regular manner until such time as the spray may be used. The water is diverted from the nozzle through the spray when the thumb control is pressed down. Release of this control immediately starts the flow of water again through the spout.

The diversion valve is of the riser valve type, of nonmetal, fitted into the water way so that when a flow is permitted through the hose outlet, the waterway throat at the valve seat causes the valve to close the waterway to the spout. When the hose outlet is not in use and shut off the built-up pressure at this point raises the valve, thus opening the waterway to the spout.

Under a vacuum condition in the supply piping the outlet of the spout, which is a fixed opening 4 inches above the overflow level of the basin or sink, acts as an air port for atmospheric relief and the position of the diverting valve at such times is such as to permit the free flow of air into the supply piping.

The unit was inspected and tested at the test bench of the Department of Water Supply, Gas and Electricity at 32 Vandewater street in the presence of representatives of the Department of Water Supply, Gas and Electricity, the Committee on Tests of the Board of Standards and Appeals and the manufacturer, and was subjected to 28½ in. Hg. vacuum with the hose outlet submerged in simulated contaminated water. None of this water rose into the supply piping under this condition. The unit was then subjected to a duration vacuum test for a period of five minutes, varying from 7½" to 22½" Hg. vacuum with none of the simulated contaminated water being forced into the riser line.

RECOMMENDATION

On the basis of these tests it is recommended that the American Radiator and Standard Sanitary Corporation's B-884-ST. Combination Sink Faucet with spray be approved for use in New York City, when installed in accordance with this report and under the provisions of C26-1277.0, Administrative Building Code and the Rules Relative to Submerged Inlets and Protective Methods to be Applied to Prevent Contamination of Water Supply, provided the material be labelled or marked, "Approved by the Board of Standards and Appeals for Use in New York City under Cal. 101-42-SM" in lieu thereof a die or stamp be made and stamped on each faucet, reading as follows: within a Circle around the periphery thereof at the top, the word "App'vd." along the bottom, "B.S. & A." in the center, two lines, upper line reading "N.Y.C."; lower line, Cal. 101-42-SM."

(Sgd.) BERNARD A. SAVAGE,
Commissioner.

CHARLES M. BLUM,
Commissioner.

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

WHEREAS, this report recommended the approval of this material.

Resolved, that the Board of Standards and Appeals does hereby approve the material known as the American Radiator and Standard Sanitary Corporation "Standard" B-884-Combination Sink Faucet with Spray, on condition that material be manufactured, installed and labelled, stamped in accordance with above report.

505-41-SM

APPLICANT—Glyco Products Co., Inc., owner (N. L. Deutsch, agent).

SUBJECT—Application for consideration—reopening and amendment of resolution re additional name of Abopon and Agent 313 Flameproofing Compounds, previously approved.
product "Permasol Flameproofing Compound"—

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (505-41-SM)

WHEREAS, N. L. Deutsch, for Glyco Products Company, Incorporated, owner, filed on June 4, 1941, an application with the Board of Standards and Appeals for approval of the material known as Abopon and Agent 313 Flameproofing Compounds; and

WHEREAS, this material was approved by the Board on November 12, 1941, on certain conditions and the applicant requested an amendment of the resolution, to permit the marketing of this material under the additional name of Permasol Flameproofing Compound.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of November 12, 1941 by adding thereto:

"that in the event the owner desires to market the material (agent, Joseph S. Vila) under the name of Permasol, such additional name may be used on condition that in all other respects, the terms of this resolution are complied with."

Adjourned: 5.00 P.M.

JOSEPH J. DOYLE, Chief Clerk.

*CORRECTION

The minutes of the meeting of the Board of Standards and Appeals held on April 13, 1943, as they appeared in Bulletin No. 16, Vol. 28, are hereby corrected to read as follows:

THE RESOLUTION (679-40-S)

WHEREAS, this application for a variation from the requirements of the Labor Law as cited in a decision of the borough superintendent, premises 12-14 East 46th street, south side, 225 ft. east of Fifth avenue (Block 1281, Lot 62), Borough of Manhattan, was granted by the Board April 29, 1941, on certain conditions, resolution amended May 5, 1942 and applicant requested a further amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted by the Board on April 29, 1941 as amended May 5, 1942 only in so far as it has reference to the width of the hallway up to the vestibule doors, so that as amended the resolution shall read:

"Resolved, that the decision of the borough superintendent acting on Alt. Applic. 2456-40, Objection 3, be and it hereby is modified only so far as it has reference to the width of the main hallway into which both means of exit lead to East 46th street, on condition that such hallway shall be altered so as to provide a width of 6 ft. 4 in. up to the vestibule doors which shall be not less than 6 ft. in width and the entrance doors shall be not

MINUTES

less than 4 ft. 6 in. in width between jambs and shall be located not more than 5 ft. from the street building line, in accordance with plan marked "Received March 31, 1943"; that exit passageway as shown on plans marked "Received June 20, 1940," to the rear shall be maintained whereby exit through the adjoining yard of 16 East 46th street to the roof of the extension at 18 East 46th street, and thence to East 46th street, through such building can be had at all times; that a permit for the use of such exit across the rear yard of 16 East 46th street, and through the building of 18 East 46th street shall be obtained and filed with the borough superintendent; that the standpipe system shall be main-

tained to the satisfaction of the fire commissioner; in all other respects the building and occupancy shall comply with all laws, rules and regulations applicable thereto; and that the interior alarm shall be maintained

* Correction—The words "that such vestibule" deleted line 20 of resolution and the words "*which shall be not less than 6 ft. in width*" inserted in lines 20 and 21 of the resolution; the words "*the entrance*" inserted in line 21 of resolution; the words "*in accordance with plan marked 'Received March 31, 1943'*" inserted in line 24 of the resolution and the date "1920" changed to "1940" in line 26 of resolution.

SMOKING IN FACTORIES

Adopted by the Board of Standards and Appeals,
August 12, 1918.

Rule 1. Permit.

(a) **Prohibition.** No person shall smoke, or carry a lighted cigar or cigarette in any factory as defined in Article 1, Section 2, of the State Labor Law, nor in any portion of a factory, within the City of New York, except in such protected portions or special classes of occupancies as are specified in Rule 2 of these rules, and then only after the issuance of a permit by the Administrative official.

It shall be the joint and several duty of the owner and of the lessee or lessees of the building containing such factory or factories to cause to be posted in each and every entrance hall, stair hall or room throughout the building, as well as in every elevator-car, in English, and also in such other language or languages as the administrative official shall direct, a notice of such prohibition, and the penalty for its violation.

(b) **Application.** Application for such permit shall be made only by the owner of the building on suitable blank forms to be furnished by the administrative official.

(c) **Time Limit.** Such permit shall be for a definite period, not exceeding one year, and shall not be renewed upon expiration until a reinspection of the premises for which it is issued has been made for the purpose of determining whether existing conditions warrant a renewal.

(d) **Conditions.** The permit shall state the conditions under which, the hours between which, and the place or places in such factory where smoking may be permitted, and this permit shall be framed and kept posted in a conspicuous place in the factory.

(e) **Revocation.** Violation of any of the conditions specified in the permit, in addition to incurring such penalties as are prescribed by law, shall be full and sufficient cause for the revocation of such permit by the administrative official, and shall not again issue a permit for the same premises until at least one year has elapsed.

Rule 2. Permissible Cases.

Smoking may be permitted in:

(a) Factories engaged in the manufacture of cigarettes, or smoking tobacco, when necessary for efficient conduct of the business, provided that:

(1) No smoking other than that for sample testing and experimental purposes is carried on.

(2) Such smoking is conducted in a room provided especially for that purpose, separated from the rest of the building by fireproof or resisting partitions, with all openings therein protected by selfclosing fire doors, and further, less the building is of fireproof construction provided with an approved automatic sprinkler system, the floor and ceiling of such room shall be covered with fire retarding material.

(3) Such chemical fire extinguishers as the administrative official may direct are installed.

(4) All waste paper and other inflammable waste materials are deposited in fireproof receptacles.

(b) Factories devoted entirely to one of the following occupancies:

Blacksmithing or horseshoeing;
Boiler making;
Brick, terra cotta or artificial stone works;
Forge shops;
Foundries;
Iron, steel, brass or copper works;
Machine shops;
Smelting;
Stone or monumental works;

provided that in any case:

(1) The building is not of wooden construction;

(2) Such chemical fire extinguishers as the administrative official may direct are installed;

(3) All waste paper and other inflammable waste materials are deposited in fireproof receptacles.

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CITY OF NEW YORK

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DIRECTORY

BOARD OF STANDARDS AND APPEALS

HARRIS H. MURDOCK, Chairman

BERNARD A. SAVAGE

CHARLES M. BLUM

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COURT DECISION.

In the Matter of Milani v. Murdock—On July 21, 1942, the Board denied appeal from a decision of the Acting Borough Superintendent, requiring dual means of egress pursuant to Section 187, Multiple Dwelling Law; Cal. No. 511-42-A; premises 1660 Hering Avenue, Borough of The Bronx. The building is two stories and basement with a roof having a pitch exceeding 15 degrees, and occupied without a Certificate of Occupancy as a Class A converted dwelling for three families; applicant contended that under Section 187 of the Multiple Dwelling Law the building is exempted from the requirements for a second means of exit. The Board, in interpreting the law, declared that if a scuttle in the roof, even if the pitch exceeds 15 degrees, is not provided, the second means of exit is required.

Mr. Justice McGeehan, at Special Term, Supreme Court, denied motion, stating that "under prevailing conditions the court does not feel justified in interfering with the decision of the Bronx Superintendent of Housing and Buildings and the affirmance thereof by the Board of Standards and Appeals, inasmuch as said decision is in no way unreasonable, arbitrary or capricious and is obviously directed at keeping contemplated hazards from becoming unduly increased." (N. Y. L. J. January 30, 1943.)

Appellate Division, First Department, unanimously affirmed Order with \$20. costs and disbursements. No opinion. Order filed. (N. Y. L. J. May 15, 1943.)

NOTICE TO APPELLANTS AND APPLICANTS

No appeal or application will be entertained in connection with which court proceedings are pending or in progress, unless exception is granted by the chairman, nor accepted which is not filed within thirty days from the date of the action of the Administrative Official.

Any communication purporting to be an appeal or application shall be regarded as a mere notice of intention to seek relief until it is filed on the form required by the rules of this board.

Upon receipt of any such communication the writer will be supplied with the official forms for presenting his appeal or application.

At the time of filing an appeal or application, the appellant or applicant shall forward a signed notice of appeal addressed to the administrative official (either commissioner of buildings or fire commissioner) and file with this board a duplicate of said notice.

Appellants and applicants are advised that their plans must indicate the points of the compass so as to establish the true location and position of the property, the subject of the appeal or application.

Appeals and applications will be simplified and disposition of same expedited by conforming to these directions.

HARRIS H. MURDOCK, *Chairman*.

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224-43-A—F.D.—22-14 40th avenue, southwest corner of 23rd street (Block 409, Lot 27), Long Island City, Borough of Queens, 93464-L.C. and Decision.

225-43-A—F.D.—99 Gold street, southeast corner of Front street (5th floor); (Block 56, Lot 3), Borough of Brooklyn, 93073-L.C. and Decision.

226-43-A—F.D.—511-513 East 164th street, north side, 108.18 ft. west of Third avenue (1st floor); (Block 2369, Lot 45), Borough of The Bronx, 32522-L.C. and Decision.

227-43-BZ—H.B.Q.—31-35 41st street, east side, 350 ft. south of 31st avenue (Block 679, Lot 27), Astoria, Borough of Queens, Alt. 181-43.

228-43-A—H.B.Q.—35-04 160th street and 159-14 35th avenue, southwest corner (Block 5279, Lots 49 and 53), Flushing, Borough of Queens, Alt. 658-43.

229-43-A—H.B.Q.—47-02 31st place (School street), southwest corner of 47th (Nelson) avenue and west side of 31st place (School street), between 47th (Nelson) avenue and 48th (Anabel) avenue (Block 281, Lot 1), Long Island City, Borough of Queens, Misc. 1098-43.

230-43-A—F.D.—42-60 Stewart avenue, east side, from Harrison place to Ingraham street (Block 3001, Lot 1), Borough of Brooklyn, 94288-L.C. and Decision.

231-43-A—H.B.Q.—145-03 Hook Creek boulevard, east side, 34 ft. south of 145th avenue (Block 4952, Lot 1), Rosedale, Borough of Queens, N.B. 1393-42.

232-43-GR—General Resolution re Fire Resistive Construction.

233-43-BZ—H.B.M.—2-6 East 63rd street, south side, 100 ft. east of Fifth avenue (Block 1377, Lot 66), Borough of Manhattan, Alt. 2779-40.

234-43-S—H.B.B.—821-835 Stone avenue, 258-280 Lott avenue, southeast corner and southwest corner of Lott avenue and Christopher avenue (Block 3855, Lots 10 and 17), Borough of Brooklyn, Alt. 1009-40.

235-43-A—H.B.Q.—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Machine Shop Building 44); (Block 2600, Lot 200), Maspeth, Borough of Queens, N.B. 853-42.

236-43-A—F.D.—517 West 47th street, north side, 250 ft. west of Tenth avenue (Block 1073, Lot 22), Borough of Manhattan, 33951-L.C. and Decision.

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238-43-A—H.B.B.—136 Coleridge street, west side, 2 ft. south of Hampton avenue (Block 7516, Lot 100), Borough of Brooklyn, Alt. 856-43.

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MAY 25, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning May 25, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

3-BZ—Application, March 2, 1943, under section 7i of the zoning resolution, of Cafiero and Lacerenza, applicants, on behalf of Agnes Barth, owner (Sam Stein, trustee), to permit in a business use district, the maintenance of a motor vehicle repair shop; premises 1688 St. Marks avenue, southeast corner of Rockaway avenue (Block 1461, Lot 11), Borough of Brooklyn.

3-BZ—Application, February 18, 1943, under section 7i of the zoning resolution, of Sidney L. Strauss, applicant, on behalf of Elsie Plotkin, owner, to permit in a residence use and also G area district, the maintenance of an accessory garage which is located less than five feet from the side and rear lot lines of the plot; premises 176-08 Kildare road, south side, 44.41 ft. east of Jamaica parkway (Block 7236, Lot 29), Jamaica, Borough of Queens.

3-BZ—Application, January 19, 1943, under section 7i of the zoning resolution, of Victor Breitfeller, applicant and owner, to permit partly in a business use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles—to be used (without charge) by the employees of an aircraft plant in the vicinity; premises 187-29 to 187-41 Jamaica avenue, north side, 100 ft. east of 187th street, 91-21 187th place and 91-22 to 91-32 188th street, southwest corner of Jamaica avenue (Block 9910, Lot 1), Queens, Borough of Queens.

HARRIS H. MURDOCK, *Chairman.*

MAY 25, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, May 25, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Application.

19-BZ—Application of Alfred H. Eccles, applicant, on behalf of Hafner Associates, Incorporated, owner, received April 27, 1943, for consideration as to amendment of resolution, to permit in a residence use district, the creation of two new mezzanines in the third story of a factory building (previously granted by the Board); premises 19-19 24th (Woolsey) avenue, northeast corner of 19th (Barclay) street (Block 890, part of Lot 1), Astoria, Borough of Queens.

Appeals from Administrative Decisions.

57-43-A—19-01 to 19-27 24th (Woolsey) avenue, 23-01 to 23-91 19th (Barclay) street, 19-02 to 19-28 23rd terrace (Phillips place) and 23-72 to 23-90 21st street (Van Alst avenue); (Block 890, part of Lot 1), Long Island City, Borough of Queens.

817-42-A—441 West 37th street, north side, 250 ft. east of Tenth avenue (Block 735, Lot 12), Borough of Manhattan.

164-43-A—45-14 51st street, west side, 100 ft. south of Queens boulevard (Block 1382, Lot 54), Woodside, Borough of Queens.

197-43-A—1185-1223 Flushing avenue, southwest corner of Harrison place (Block 3007, Lot 3), Borough of Brooklyn.

207-43-A—61 Liberty avenue, northeast corner of Watkins street (5th floor); (Block 3491, Lot 1), Borough of Brooklyn.

224-43-A—22-14 40th avenue, southwest corner of 23rd street (Block 409, Lot 27), Long Island City, Borough of Queens.

228-43-A—35-04 160th street and 159-14 35th avenue, southwest corner (Block 5279, Lots 49 and 53), Flushing, Borough of Queens.

35-43-S—38 West 38th street, south side, 412 ft. east of Sixth avenue (Block 839, Lot 63), Borough of Manhattan.

215-43-A—346-348 Broadway, southeast corner of Leonard street (Block 170, Lot 6), Borough of Manhattan.

206-43-S—1237-1239 Broadway, west side, 64 ft. 8 in. north of West 30th street, and 858-860 Sixth avenue (15th floor); (Block 832, Lot 16), Borough of Manhattan.

234-43-S—821-835 Stone avenue and 258-280 Lott avenue, southeast corner and southwest corner of Christopher avenue and Lott avenue (Block 3855, Lots 10 and 17), Borough of Brooklyn.

Material for Approval.

235-39-SM—Truscon Steel Company Metal Lath and Lathing Accessories.

HARRIS H. MURDOCK, *Chairman.*

JUNE 8, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning June 8, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

793-42-BZ—Application, November 12, 1942, under section 7h of the zoning resolution, of John C. Wandell, applicant, on behalf of Carmine Imbriale and Marie Imbriale, owners, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 20-30 Bay Ridge avenue, south side, 233 ft. 8½ in. west of Narrows avenue (Block 5868, Lot 15), Borough of Brooklyn.

836-42-BZ—Application of Harry Yahr, applicant and lessee, on behalf of The Gerry Estates, Inc., owner, reopened May 4, 1943, under section 7h of the zoning resolution, to permit in a retail-1 use district, for a term of two years, the parking and storage of more than five motor vehicles (previously denied); premises 108-112 West 41st street, south side, 125 ft. west of Sixth avenue (Block 993, Lot 38), Borough of Manhattan.

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157-43-BZ—Application, April 5, 1943, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Meta Twinen, owner, to permit in a residence use district, the conversion of occupancy of a building occupied as a shoe factory to a junk shop; premises 220-230 (224-228 displayed) Ashford street, west side, 108 ft. 3 in. south of Atlantic avenue (Block 3967, part of Lot 25), Borough of Brooklyn.

97-43-BZ—Application, March 5, 1943, under section 7c of the zoning resolution, of George H. Cohn, applicant, on behalf of Crew Levick Corporation, owner (Morris Smith, lessee), to permit partly in a business use and partly in a residence use district, the extension of an existing gasoline service station and also the inclusion of the use of parking and storage of more than five motor vehicles; premises 1775-1785 59th street and 5814-5824 18th avenue, northwest corner (Block 5504, Lots 43 and 45), Borough of Brooklyn.

987-41-BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kiesewetter, applicant, on behalf of The Texas Company, owner, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station; premises 736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn.

Appeal from Administrative Decision.

792-42-A—796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn, Misc. 8575-41.

HARRIS H. MURDOCK, *Chairman.*

JUNE 8, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday afternoon, June 8, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

Appeals from Administrative Decisions.

882-42-A—1632 Glover street, east side, 40.9 ft. south of Castle Hill avenue (Block 3990, Lot 33), Borough of The Bronx.

883-42-A—1630 Glover street, east side, 67.9 ft. south of Castle Hill avenue (Block 3990, Lot 32), Borough of The Bronx.

125-43-A—323-335 East 44th street, north side and 322-334 East 45th street, south side, 175 ft. west of First avenue (Block 1337, Lot 4), Borough of Manhattan.

126-43-S—213-221 Duffield street, east side, 100 ft. south of Willoughby street and 110-114 Willoughby street (Block 2077, Lot 18), Borough of Brooklyn.

190-43-A—785 Westchester avenue, west side, 272.46 ft. north of Tinton avenue (Block 2655, Lot 22), Borough of The Bronx.

780-42-A—755 East 134th street, north side, 100 ft. west of Willow avenue (Block 2563, Lot 45), Borough of The Bronx.

HARRIS H. MURDOCK, *Chairman.*

JUNE 15, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday morning June 15, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

Zoning Applications.

389-42-BZ—Application, May 12, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicant on behalf of Dominick Carl Carena, owner, to permit in a business use district, the alteration and extension of an existing gasoline service station; premises 8216-8220 Astor boulevard and 2408-2412 83rd street, southwest corner (Block 1094, Lot 6), Jackson Heights, Borough of Queens.

137-26-BZ—Application of Arnold W. Lederer and James W. McGrath, applicants, on behalf of Rose Morizio, owner, reopened June 10, 1941, under sections 7f, 7c and 21 of the zoning resolution, to permit for a stated term of years partly in a business use and partly in a residence use district, the erection and maintenance of an extension to an existing garage for more than five motor vehicles; premises 8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn.

Appeal from Administrative Decision.

86-42-A—8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn (under section 36, General City Law—recreation of building fronting only on a private right of way not on the city map).

HARRIS H. MURDOCK, *Chairman.*

JUNE 15, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday afternoon, June 15, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

Appeals from Administrative Decisions.

746-42-A—241 West 72nd street, north side, 280 ft. in. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

95-43-S—45-17 Pearson street, east side, 150 ft. south of Northern boulevard (Block 84, Lot 11), Long Island City, Borough of Queens.

121-43-A—237-241 (233 displayed) Westminster road, east side, 300 ft. south of Beverly road (Block 5143, Lot 4).

HARRIS H. MURDOCK, *Chairman.*

JUNE 22, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday morning, June 22, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:*

Zoning Application.

31-43-BZ—Application, January 19, 1943, under section 7c of the zoning resolution, of William V. McDevit, applicant, on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the alteration and extension of an existing gasoline service station to be used as gasoline service station, office, lubricatorium, auto laundry; premises 76-88 Grand street extension 277-283 South 3rd street, southeast corner (Block 2422, Lots 34 and 35), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

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BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

TUESDAY MORNING, MAY 18, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.
The minutes of the regular meetings of the Board held Tuesday morning, May 11, 1943, and Tuesday afternoon, May 11, 1943, were approved as printed in Bulletin No. 20, June 28.

ZONING CASES

42-BZ

APPLICANT—John C. Wandell, for Carmine Imbriale and Marie Imbriale, owners.

SUBJECT—Application (decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—20-30 Bay Ridge avenue, south side, 233 ft. 8½ in. west of Narrows avenue (Block 5868, Lot 15), Borough of Brooklyn.

APPEARANCES—

For Applicant: John C. Wandell.

For Opposition: Lillian Taylor, Mrs. F. Grochell and Ella Albrecht.

For Administration: Fred Dahlem and Morris Hannes, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to June 8, 1943 at 10 A.M. Applicant to furnish additional information to the Board.

3-BZ

APPLICANT—William V. McDevit, for Socony-Vacuum Oil Company, Inc., owner.

SUBJECT—Application (decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, the alteration and extension of an existing gasoline service station, to be used as a gasoline service station, office, lubricatorium and auto laundry.

PREMISES AFFECTED—76-88 Grand street extension and 277-283 South 3rd street, southeast corner (Block 2422, Lots 34 and 35), Borough of Brooklyn.

APPEARANCES—

For Applicant: William V. McDevit.

For Opposition: None.

For Administration—Fred Dahlem, Dep't of Housing and Buildings, and Gustave Goldman, Board of Education.

ACTION OF BOARD—Laid over to June 22, 1943 at 10 A.M. Applicant to submit new plans and for further consideration by the Board.

3-BZ

APPLICANT—Lama and Proskauer, for Still Kings Realty Corporation, owner (Murray Goodheart, lessee).

SUBJECT—Application reopened January 26, 1943 (decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles upon an existing gasoline service station (the gasoline service station was previously granted by the Board).

PREMISES AFFECTED—116-124 Kings highway and 1652-1660 Stillwell avenue, southwest corner (Block 6253, Lot 29), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama.

For Opposition: None.

For Administration—Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Resolution amended.

THE VOTE TO AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (13-33-BZ)

WHEREAS, this application under section 21 of the zoning resolution, permitting in a business use district, the erection and maintenance of a gasoline service station, affecting premises 1652-1660 Stillwell avenue and 116-124 Kings highway, southwest corner (Block 6253, Lot 29), Borough of Brooklyn, was granted by the Board on May 16, 1933, on certain conditions, plans approved on June 6, 1933, time extended on December 5, 1933, resolution amended on July 10, 1934 and May 7, 1935; and

WHEREAS, the applicant requested a further amendment of the resolution, to permit under section 7h of the zoning resolution, the parking and storage of more than five motor vehicles for a term of two years, in addition to the existing gasoline service station use; and

WHEREAS, this application was reopened by vote of the Board on January 26, 1943, subject to the usual procedure; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting May 18, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Kings highway is in a business and residence use district; Stillwell avenue is in a business and residence use district and 78th street is in a residence and business use district; and

WHEREAS, the decision of the borough superintendent, dated December 28, 1942, and amended April 27, 1943, on B. N. Applic. 3236-42, reads:

"Proposed parking and storage of more than 5 cars within a business use district, in connection with an existing gasoline station is contrary to Art. 2, Sect. 4a-15 of the zoning resolution."

and

WHEREAS, the applicant states that the premises consist of an irregular shaped plot having a frontage of 87 ft. on Stillwell avenue, 84 ft. on Kings highway and a distance of 117 ft. along the southerly lot line, occupied as a gasoline service station which was previously granted by the Board. It is proposed to use a part of the plot (as shown upon plans filed with this application), for a term of two years, for parking and storage of more than five motor vehicles.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted on May 16, 1933, as amended through May 7, 1935, so that as amended the resolution shall read:

"Granted on condition that the station shall be substantially as indicated on plans approved by the Board on June 6, 1933; that the entire area not covered by accessory building and pumps shall be cement paved; that on the interior lot lines there shall be constructed a brick wall not less than 7 ft. in height which may be incorporated as the rear wall of the accessory buildings where walls of same occur; that these walls may be racked back where they meet the street lines of Stillwell avenue and Kings highway at the rate of one foot in four, starting with the 4 ft. in height; that there shall be no excavation under any part of the accessory building except the grease pits; that the accessory building shall be constructed of incombustible materials except that roof beams, roof boarding, doors and windows may

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be of wood, provided the ceilings throughout are fire retarded in accordance with the Rules of the Board; that no gasoline pump shall be erected nearer than 10 ft. from the street lines; that not over four curb cut entrances shall be constructed, two on each street front, no curb cut to exceed 25 ft. in width and no part of any curb cut nearer than 10 ft. from the intersection of Kings highway and Stillwell avenue, or 6 ft. from the interior lot lines; that at the intersection of Kings highway and Stillwell avenue, there shall be constructed a block of concrete which may be triangular or segmental in shape not less than 12 in. in height and extending for not less than 5 ft. along each street line from the intersection; that no portable gasoline pumps shall be used on or from the premises and no motor vehicle repairing shall be carried on; that all signs advertising non-conforming uses shall be limited to illuminated globes of the gasoline pumps and a permanent flat sign placed against the face of the accessory building, excluding all roof signs and temporary signs and any roof signs and temporary signs shall be removed, except that there may be erected within the building line toward the westerly portion of the premises, a post standard for supporting a sign, which may be illuminated, advertising only the brand of gasoline on sale, provided such sign does not extend for a distance of more than 4 ft. beyond the building line; that a similar post standard and sign may be erected within the building line toward the southerly portion of the premises; that parking and storage of more than five motor vehicles may be permitted on the premises under section 7h for a term of two years, provided such motor vehicles are of the pleasure car type only; that such motor vehicles shall be in condition for operation; that such parking shall be permitted only toward the westerly and southerly portion of the premises in the spaces indicated on plans marked "Received January 8, 1943" and that all permits shall be obtained and all work completed within 3 months from the date of this amended resolution.

856-42-BZ

APPLICANT—Lama and Proskauer, for Luigi Fatato, owner.

SUBJECT—Application (decision of the borough superintendent) under section 7f of the zoning resolution, to permit in a business use district, for a term of ten years, the conversion of occupancy of part of an existing building for the storage of more than five motor vehicles (trucks to be used in conjunction with the business, beer delivery, conducted on the premises).

PREMISES AFFECTED—308-318 Second street, south side, 105 ft. 6 in. east of Fourth avenue (Block 974, Lots 12, 15 and 17), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama.

For Opposition: None.

For Administration—Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (856-42-BZ)

WHEREAS, Lama and Proskauer for Luigi Fatato, owner, filed December 8, 1942, an application under section 7f of the zoning resolution, to permit in a business use district for a term of ten years, the conversion of occupancy of part of an existing building for the storage of more than five motor vehicles (trucks to be used in conjunction with the

business, beer delivery, conducted on the premises): premises 308-318 Second street, south side, 105 ft. 6 in. east of Fourth avenue (Block 974, Lots 12, 15 and 17), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting May 18, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that 2nd street is in a business use district, 3rd street is in a business and residence use district and 4th avenue is in a business, unrestricted and also residence use district; and

WHEREAS, the decision of the borough superintendent dated November 25, 1942 on B. N. Applic. 3003-42, read:

"2. Proposed change of occupancy to provide for garage for more than five motor vehicles is contrary to Art. II, Sec. 4a, Subd. 15, zoning resolution."

and

WHEREAS, the applicant states that the premises consist of a plot of ground having a frontage of 119.10 ft. and a depth of 95 ft.; that upon the plot there is located a group of interconnected buildings; these buildings are one story (and the easterly building 3 stories) in height, occupied as office, storage and wholesale beer distribution and the upper stories of the easterly building as a dwelling; that it is proposed to continue the dwelling use in the easterly building and to use the remainder of the structures, for a term of ten years, as office, storage and wholesale beer distribution, and also, for the storage of more than five motor vehicles (trucks used by the owner of the premises in conjunction) for beer delivery; and

WHEREAS, Lot 12 comprises the westerly portion of the plot with a frontage of 60 feet, Lot 15 the next portion joining on the east with a frontage of 40 feet; and Lot 16 the balance with a frontage of 19 feet, 10 inches; and

WHEREAS, the door opening shown in the rear wall of the westerly section is for exit purposes through Lot 7 to 305 Third street, under the same ownership; and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant under section 7f subdivision i, of the zoning resolution.

Resolved, that the Board of Standards and Appeals hereby make a variation in the application of the use district regulations of the zoning resolution and that the application be and it hereby is granted under section 7f thereof, for a term of five years, to permit more than five motor vehicles to be stored within the existing buildings on Lots 12 and 15, the former with a frontage of 60 ft. and the latter with a frontage of 40 ft., on condition that such motor vehicles be only those used in the conduct of the beverage distributing business on the premises; that plans shall be filed with the permits obtained for the portion of the building at the rear of Lot 12, for which no permit appears to exist; that the exit in the rear thereof to the building covering the lot 72, under the same ownership and used for the same purpose, shall be maintained, as well as the door from lot 72 to the rear yard of lot 73, also under the same ownership; that in all other respects, all laws, rules and regulations applicable thereto shall be complied with; that portable fire fighting appliances shall be maintained; that the fire commissioner shall direct; that no motor vehicle repairing shall be maintained on the premises except that the westerly section of Lot 12, 20 ft. in width and 56 ft. in depth, there may be maintained equipment for servicing owner's trucks; that no additional gasoline service equipment shall be maintained other than that now existing on such 20 ft. section and gasoline shall be supplied to the owner's trucks; that all openings in the lot line and interior walls shall be protected with approved protective assemblies meeting the requirements of the building code therefor; that no roof sign shall be constructed or maintained and no other signs except those pertinent to the business maintained in accordance with the requirements

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efor; that all permits shall be obtained and all work
pleted within six (6) months from the date of this
on.

GENERAL RESOLUTION

43-GR

SUBJECT—General Resolution re Industrial Code Rule 7,
in re Fire Resistive Construction—adoption of.
ACTION OF BOARD—General resolution adopted.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (232-43-GR)

WHEREAS, Industrial Code, Rule 7, relating to Fire Re-
sistive Construction, adopted by the Board of Standards and
Appeals of the State Department of Labor, effective July 1,
1935, specifically states, under Rule 7.1.1 as follows: "These
rules shall not apply to the City of New York"; and
WHEREAS, such rules adopted parallel in a large degree
the provisions of the New York City Building Code.
Resolved, that until this Board adopts rules to supplement
Sections 260-265 inclusive and 272 of the Labor Law, the
present requirements of Article 11 of the Administrative
Building Code of New York City shall govern in lieu of
the same as to fire resistive construction in such buildings as
are within the purview of the State Labor Law.

Turned: 11:30 A.M.

JOSEPH J. DOYLE, Chief Clerk.

REGULAR MEETING

TUESDAY AFTERNOON, MAY 18, 1943

Present: Chairman Murdock, Commissioners Savage
and Blum and Deputy Chief Gunn.

ZONING CASES

19-BZ

APPLICANT—Alfred H. Eccles, for Hafner Associates,
Inc., owner.

SUBJECT—Application reopened April 27, 1943, for
consideration as to an amendment of resolu-
tion (decision of the acting borough superin-
tendent) to permit in a residence use district,
the creation of two new mezzanines in the third
story of a factory building (previously granted
by the Board).

PREMISES AFFECTED—1919 24th (Woolsey) ave-
nue, northeast corner of 19th (Barclay) street
(Block 890, part of Lot 1), Astoria, Borough of
Queens.

APPEARANCES—

For Applicant: Alfred H. Eccles and Aloysius
Stark.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Hous-
ing and Buildings.

ACTION OF BOARD—Laid over to May 25, 1943 at 2
P.M., for further consideration by the Board.

574-BZ

APPLICANT—Samuel Gardstein, for Utico, Inc., owner.

SUBJECT—Application for consideration—reopening and
amendment of resolution as to additional use—re
Application (decision of the acting borough super-
intendent) previously granted on condition under

section 21 of the zoning resolution, permitting in a
business use district, the erection and maintenance
of a motor vehicle repair shop and also, a gasoline
service station.

PREMISES AFFECTED—5001-5011 Farragut road and
1429-1435 (1431 displayed) Utica avenue, north-
east corner (Block 4785, Lot 46), Borough of
Brooklyn.

APPEARANCES—

For Applicant: Samuel Gardstein.

For Administration: Fred Dahlem, Dep't of Hous-
ing and Buildings.

ACTION OF BOARD—Application reopened and restored
to calendar, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

574-39-BZ

APPLICANT—Frank C. Keller, for E. K. Demmel, owner.

SUBJECT—Application reopened April 27, 1943 for con-
sideration as to an amendment of resolution—
Application (decision of the borough superinten-
dent) previously granted on condition, under sec-
tion 7b of the zoning resolution, permitting partly
in a residence use and partly in a business use dis-
trict, the conversion of occupancy of the first story
of an existing building to factory use for a tem-
porary period.

PREMISES AFFECTED—59-11 67th avenue (Cornelia
street), north side, 94 ft. east of Forest avenue
(Block 3502, Lot 45), Ridgewood, Borough of
Queens.

APPEARANCES—

For Applicant: Frank C. Keller, Mrs. Wm.
Weisncantel, Edward K. Demmel, Mrs. Reit-
linger and Mrs. Bernhardt.

For Opposition: John M. O'Neill, Mary Neitman,
Barbara M. Stehle and Mrs. Clara Dake.

For Administration: Fred Dahlem, Dep't of Hous-
ing and Buildings.

ACTION OF BOARD—Resolution amended.

THE VOTE TO AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (574-39-BZ)

WHEREAS, this application under section 7b of the zoning
resolution, permitting partly in a residence use and partly
in a business use district, the conversion of occupancy of
the first story of an existing building to factory use, af-
fecting premises 59-11 67th avenue (Cornelia street), north
side, 94 ft. east of Forest avenue (Block 3502, Lot 45),
Ridgewood, Borough of Queens, was granted by the Board
on April 2, 1940, on certain conditions, permit extended
on April 7, 1942 and the applicant requested an amendment
of the resolution; and

WHEREAS, this application was reopened by vote of the
Board on April 27, 1943 and set for hearing on May 18,
1943; and

WHEREAS, a public hearing was held on this application
by the Board of Standards and Appeals, at its regular meet-
ing May 18, 1943 after due notice by publication in the
bulletin of the Board of Standards and Appeals; and

WHEREAS, the premises were inspected by a committee
of the Board.

Resolved, that the Board of Standards and Appeals does
hereby amend the resolution of April 2, 1940 as amended
April 7, 1942 by adding thereto:

"that the additional sealing machine as proposed may
be installed; that the number of occupants at factory
work shall not exceed twenty (20) and that such
number of occupants shall continue only during the

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terms of the present war emergency; that no work shall be done except during regular working hours from 8 A.M. to 4:30 P.M. each day, not including Sundays and holidays."

497-23-BZ

APPLICANT—Edwin W. Kleinert, for 1590 Bedford Avenue Corporation, owner (Bedford-President Garage, Inc., lessee).

SUBJECT—Application for consideration—reopening and extension of time to complete—re Application (decision of the acting borough superintendent) previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the alteration and conversion of occupancy of part of a garage for more than five (5) motor vehicles (previously denied by the Board and granted by the Court), so as to form an alcove gasoline service station.

PREMISES AFFECTED—1572-1590 Bedford avenue and 1049-1057 President street, northwest corner (Block 1273, Lot 46), Borough of Brooklyn.

APPEARANCES—

For Applicant: Edwin W. Kleinert.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (497-23-BZ)

WHEREAS, this application, to permit in a business use district, the erection and maintenance of a garage for the storage of more than five motor vehicles, premises 1572-1590 Bedford avenue and 1049-1057 President street, northwest corner (original address 1578-1586 Bedford avenue); (Block 1273, Lot 46), Borough of Brooklyn, was denied by the Board October 3, 1924; and

WHEREAS, the action of the Board was reversed by the court and the garage erected and occupied; and

WHEREAS, the resolution of the Board was amended April 11, 1939, time extended April 29, 1941 to May 12, 1942 and the applicant requested a further extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted on April 11, 1939, as amended on May 12, 1942, only so far as it has reference to obtaining permits and completion of the work, so that as amended, this portion of the resolution shall read:

"that plans heretofore required to be filed shall be filed within one (1) year from the date of this amended resolution and after approval of such plans, all permits shall be obtained and all work completed within one (1) year thereafter."

153-36-BZ

APPLICANT—Milton L. Sloane, for West End Holding Corporation, owner.

SUBJECT—Application for consideration—reopening and extension of time for submission of plans—re Application (decision of the commissioner of buildings) previously granted on condition under section 7c of the zoning resolution, permitting partly in a business use district and partly in an unrestricted use district, the erection and maintenance of a gasoline service station.

PREMISES AFFECTED—140-154 West End avenue, east side, from West 66th street to West 67th street (Block 1158, Lots 1, 2, 3, 4, 61, 62, 63 and 64), Borough of Manhattan.

APPEARANCES—

For Applicant: Milton L. Sloane.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (153-36-BZ)

WHEREAS, this application under section 7c of the zoning resolution, permitting partly in a business use and partly in an unrestricted use district, the erection and maintenance of a gasoline service station, affecting premises 140-154 West End avenue, east side, from West 66th street to West 67th street (Block 1158, Lots 1, 2, 3, 4, 61, 62, 63 and 64), Borough of Manhattan, was granted by the Board July 1, 1936, on certain conditions, time to submit plans extended June 2, 1937, November 30, 1937, May 17, 1938, May 1939, May 7, 1940, May 6, 1941 and May 19, 1942 and the applicant requested a further extension of time.

Resolved, that the Board of Standards and Appeals do hereby amend the resolution adopted on July 14, 1936, as amended through May 19, 1942, only so far as it has reference to the filing of plans, obtaining of permits and completion of work, so that as amended this portion of the resolution shall read:

"that all plans required to be approved shall be filed and approved by the chairman within one (1) year from the date of this amended resolution, and that permits shall be obtained and all work completed within one (1) year thereafter."

14-37-BZ

APPLICANT—Macaba Corporation, owner (reopening requested by A. David Benjamin).

SUBJECT—Application for consideration—reopening and extension of permit—re Application (decision of the commissioner of buildings) previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, for a term of five years, the change of occupancy of existing building to include a motor vehicle repair shop.

PREMISES AFFECTED—1665-1675 Jerome avenue, west side, 150 ft. north of Featherbed lane (Block 2861, Lot 35), Borough of The Bronx.

APPEARANCES—

For Applicant: Sidney Berkeley.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.

Negative

THE RESOLUTION (14-37-BZ)

WHEREAS, this application under section 21 of the zoning resolution, permitting in a business use district, for a term of five years, the change of occupancy of an existing building to include a motor vehicle repair shop, affecting premises 1665-1675 Jerome avenue, west side, 150 ft. north of Featherbed lane (Block 2861, Lot 35), Borough of The Bronx as granted by the Board on February 16, 1937, on certain conditions and the applicant requested an extension of permit.

Resolved, that the Board of Standards and Appeals do hereby amend the resolution adopted on February 16, 1937, only so far as it has reference to the section under w

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application was granted, and the term of the permit, so as amended, this portion of the resolution shall read:

" * * * granted under section 7f for a term of five (5) years from the date of this *amended* resolution to permit the rear portion * * * "

37-BZ

APPLICANT—George Jamison, for Katie Jamison, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the commissioner of buildings) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a period of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—1015-1021 East New York avenue, northwest corner of Rochester avenue (Block 1420, Lot 41), Borough of Brooklyn.

APPEARANCES—

For Applicant: Katherine Edge and George Jamison.

For Opposition: Harold Klorfein, Dep't of Parks.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (79-37-BZ)

WHEREAS, this application, under section 7h of the zoning resolution, permitting in a business use district, the parking of more than five motor vehicles, affecting premises 1015-1021 East New York avenue, northwest corner of Rochester avenue (Block 1420, Lot 41), Borough of Brooklyn, was granted by the Board July 7, 1937, on certain conditions, for a temporary period of two (2) years, the permit extended on May 20, 1939, May 27, 1941 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on July 7, 1937, as amended May 27, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

" * * * granted under section 7h for a term of two (2) years from the date of this *amended* resolution, to permit * * * "

38-BZ

APPLICANT—Madison Square Garden Corporation, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a residence use district, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—337-341 West 49th street, north side, 200 ft. east of Ninth avenue and 348-352 West 50th street, south side, 225 ft. east of Ninth avenue (Block 1040, Lots 54, 55, 9, 10, 11 and part of Lot 14), Borough of Manhattan.

APPEARANCES—

For Applicant: Richard Donofrio and Benjamin C. Milner.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (902-38-BZ)

WHEREAS, this application under section 21 of the zoning resolution, to permit in a residence use district, and also, within 200 ft. of a hospital, the parking and storage of more than five motor vehicles, premises 337-341 West 49th street, north side, 200 ft. east of Ninth avenue and 348-352 West 50th street (Block 1040, Lots 54, 55, 9, 10 and 11 and part of Lot 14), Borough of Manhattan, was withdrawn January 23, 1940; and

WHEREAS, John R. Kilpatrick, for Madison Square Garden Corporation, owner, requested on April 15, 1941 reopening of the application under section 7h of the zoning resolution, to permit in a residence use district for a temporary period of not more than two years, the parking and storage of more than five motor vehicles; and

WHEREAS, this application was reopened by vote of the Board April 15, 1941, subject to usual procedure; and

WHEREAS, on June 17, 1941, this application was granted by the Board, on certain conditions and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on June 17, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

" * * * Granted under section 7h for a term of two (2) years from the date of this *amended* resolution, to permit * * * "

1179-38-BZ

APPLICANT—Emanuel Tacker, for Garden State Lines (lessee), for Cushman's Sons, Incorporated, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under sections 7h and 7j of the zoning resolution, permitting in a business use district, for a term of two years, the parking of more than five motor vehicles (buses).

PREMISES AFFECTED—550 West 167th street, south side, from St. Nicholas avenue to Audubon avenue, 28-34 Audubon avenue and 1140 St. Nicholas avenue (Block 2124, Lot 17), Borough of Manhattan.

APPEARANCES—

For Applicant: Emanuel Tacker.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (1179-38-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district, for a temporary period of two years, the parking and storage of more than five motor vehicles, affecting premises 550 West 167th street, south side, from St. Nicholas avenue to Audubon avenue, 28-34 Audubon avenue and 1140 St. Nicholas avenue (Block 2124, Lot 17), Borough of Manhattan, was granted by the Board May 23, 1939, on certain conditions, permit extended on May 13, 1941 and the applicant requested an extension of the temporary permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on May 23, 1939, as amended through May 13, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

" * * * Granted under section 7j for a term of two (2) years from the date of this *amended* resolution, on condition that concurrence shall be obtained from the Board of Estimate for the use of the streets in connection with such bus terminal in accordance with resolution adopted by the Board of Estimate on February 1, 1940, Cal. No. 15. * * * "

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216-40-BZ

APPLICANT—Alexander J. Marcus, for Reconstruction Building Corporation and Yaco Realty Corporation, owners.

SUBJECT—Application for consideration—reopening and extension of permit—re Application (decision of the acting borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—306-314 East 107th street, south side, 125 ft. east of Second avenue (Block 1678, Lots 43 and 46), Borough of Manhattan.

APPEARANCES—

For Applicant: Alexander J. Marcus.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (216-40-BZ)

WHEREAS, this application, under section 7h of the zoning resolution, permitting in a business use district for a term of two years, the parking and storage of more than five motor vehicles, affecting premises 306-314 East 107th street, south side, 125 ft. east of Second avenue (Block 1678, Lots 43 and 46), Borough of Manhattan, was granted by the Board on February 11, 1941, on certain conditions and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted on February 11, 1941, only so far as it has reference to the term of the permit, so as amended, this portion of the resolution shall read:

"* * * Granted under section 7h thereof, for a term of two (2) years from the date of this amended resolution, to permit * * *"

647-40-BZ

APPLICANT—Schwartz and Accardy, for Eugene Higgins, owner.

SUBJECT—Application for consideration—reopening and extension of permit—re Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—3321-3323 Broadway and 601-607 West 134th street, northwest corner (Block 2001, Lots 29 and 30), Borough of Manhattan.

APPEARANCES—

For Applicant: Ann Accardy.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (647-40-BZ)

WHEREAS, this application, under section 7h of the zoning resolution permitting in a business use district for a term of two years, the parking and storage of more than five motor vehicles, affecting premises 3321-3323 Broadway and 601-607 West 134th street, northwest corner (Block 2001, Lots 29 and 30), Borough of Manhattan, was granted by the Board on January 14, 1941, on certain conditions and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals do hereby amend the resolution adopted on January 14, 1941, only so far as it has reference to the term of the permit so that as amended, this portion of the resolution shall read:

"* * * Granted under section 7h thereof, for a term of two (2) years from the date of this amended resolution, to permit * * *"

APPEALS FROM ADMINISTRATIVE DECISIONS

780-42-A

APPLICANT—Kary-Safe Paper Bag Company, Incorporated, owner.

SUBJECT—Appeal from an order of the fire commissioner.

PREMISES AFFECTED—755 East 134th street, north side, 100 ft. west of Willow avenue and 147 Willow avenue (Block 2563, Lot 45), Borough of The Bronx.

APPEARANCES—

For Applicant: N. Kosseff, W. Baumgarten
P. Kramer.

For Administration: Insp. Maher, Fire Dep't.

ACTION OF BOARD—Laid over to June 8, 1943 at 2 P.M. for inspection by a committee of the Board.

882-42-A

APPLICANT—Henry Nordheim, for Katherine Lauder, owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—1632 Glover street, east side, 40.9 ft. south of Castle Hill avenue (Block 3001, Lot 33), Borough of The Bronx.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to June 8, 1943 at 2 P.M. at written request of applicant.

883-42-A

APPLICANT—Henry Nordheim, for Katherine Lauder, owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—1630 Glover street, east side, 67.9 ft. south of Castle Hill avenue (Block 3001, Lot 32), Borough of The Bronx.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to June 8, 1943 at 2 P.M. at written request of applicant.

57-43-A

APPLICANT—Alfred H. Eccles, for Hafner Associates, Inc., owner.

SUBJECT—Appeal from a decision of the acting borough superintendent and an order and decision of the fire commissioner.

PREMISES AFFECTED—19-01 to 19-27 24th (Woodside) avenue, 23-01 to 23-91 19th (Barclay) street, to 19-28 23rd terrace (Phillips place) and 23-23-90 21st street (Van Alst avenue); (Block 2001, Lot 1), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Alfred H. Eccles and Al Stark.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to May 25, 1943 at 2 P.M. for further consideration by the Board.

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620-42-S
APPLICANT—Matam Corporation, lessee, for Cortland Realty Co., owner.
SUBJECT—Variation of the labor law as cited in an order and a decision of the fire commissioner.
PREMISES AFFECTED—45-17 Pearson street, east side, 150 ft. north of Northern boulevard (Block 84, Lot 11), Long Island City, Borough of Queens.
APPEARANCES—
 For Applicant: Henry Heaviside.
 For Administration: Thomas A. Larkin, Fire Dep't.
ACTION OF BOARD—Laid over to June 15, 1943 at 2 P.M. at request of applicant.

620-42-A
APPLICANT—Max Hirsch, for Fay E. Weiss, owner.
SUBJECT—Appeal from a decision of the borough superintendent.
PREMISES AFFECTED—237-241 (233 displayed) Westminster road, east side, 300 ft. south of Beverly road (Block 5143, Lot 48), Borough of Brooklyn.
APPEARANCES—
 For Applicant: Max Hirsch.
 For Opposition: N. G. Daniels and Thomas C. Byrnes.
 For Administration: Fred Dahlem, Dep't of Housing and Buildings.
ACTION OF BOARD—Laid over to June 15, 1943 at 2 P.M., at request of applicant.

620-43-A
APPLICANT—Sidney L. Strauss, for Commodore-Biltmore Co., Inc., owner.
SUBJECT—Appeal from an order and a decision of the fire commissioner.
PREMISES AFFECTED—323-335 East 44th street, north side and 322-334 East 45th street, south side, 175 ft. west of First avenue (Block 1337, Lot 4), Borough of Manhattan.
APPEARANCES—
 For Applicant: Sidney L. Strauss.
 For Administration: Insp. Maher, Fire Dep't.
ACTION OF BOARD—Laid over to June 8, 1943 at 2 P.M., for inspection by a committee of the Board.

620-43-A
APPLICANT—Towns and James, Inc., lessee, for James Brothers Realty Co., Inc., owner.
SUBJECT—Variation of the labor law as cited in orders of the fire commissioner.
PREMISES AFFECTED—213-221 Duffield street, east side, 100 ft. south of Willoughby street and 110-114 Willoughby street (Block 2077, Lot 18), Borough of Brooklyn.
APPEARANCES—
 For Applicant: S. Kreutzer.
 For Administration: Thomas A. Larkin, Fire Dep't.
ACTION OF BOARD—Laid over to June 8, 1943 at 2 P.M. at request of applicant.

620-43-A
APPLICANT—Richard Shutkind, for Frank H. Sincereaux and Albert W. Pross, trustees.
SUBJECT—Appeal from a decision of the acting borough superintendent.
PREMISES AFFECTED—785 Westchester avenue, west side, 272.46 ft. north of Tinton avenue (Block 2655, Lot 22), Borough of The Bronx.
APPEARANCES—
 For Applicant: Richard Shutkind.
 For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to June 8, 1943 at 2 P.M. for inspection by a committee of the Board.
 No further argument.

620-42-S
APPLICANT—Herman Kron, for Pitt Holding Company, Incorporated, owner (Commercial Towel Supply Company, lessee).
SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.
PREMISES AFFECTED—123 Pitt street, west side, 125 ft. north of Stanton street (Block 345, Lot 65), Borough of Manhattan.
APPEARANCES—
 For Applicant: None.
 For Administration: Fred Dahlem, Dep't of Housing and Buildings.
ACTION OF BOARD—Application withdrawn.
THE VOTE TO WITHDRAW—
 Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
 Negative 0

848-42-A
APPLICANT—Henry P. Heaviside, for Cortland Realty Corporation, owner (Matam Corporation, lessee).
SUBJECT—Appeal from an order of the fire commissioner.
PREMISES AFFECTED—45-17 to 45-25 Pearson street, east side, 150 ft. south of Northern boulevard (Block 84, Lot 11), Long Island City, Borough of Queens.
APPEARANCES—
 For Applicant: Henry P. Heaviside.
 For Administration: Insp. Meyer, Fire Dep't.
ACTION OF BOARD—Appeal withdrawn to comply.
THE VOTE TO WITHDRAW—
 Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
 Negative 0

149-43-A
APPLICANT—Alexander D. Crosett, for Defense Plant Corporation, owner (Aluminum Company of America, agent).
SUBJECT—Appeal from a decision of the acting borough superintendent.
PREMISES AFFECTED—47-19 Grand avenue, entire area, bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Lunch Room); (Block 2600, Lot 200), Maspeth, Borough of Queens.
APPEARANCES—
 For Applicant: Sol Schwartz and C. J. Sheehan.
 For Administration: Fred Dahlem, Dep't of Housing and Buildings.
ACTION OF BOARD—Appeal withdrawn after argument.
THE VOTE TO WITHDRAW—
 Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
 Negative 0

155-43-A
APPLICANT—Melvin A. Albert for Wesiman, Cellar, Quinn, Allan and Spett, for Metropolitan Playhouses, Inc., owner and Randforce Amusement Corp., lessee.
SUBJECT—Appeal from a decision of the acting borough superintendent.
PREMISES AFFECTED—122-02 Liberty avenue, southeast corner of 122nd street (Block 630, Lot 1), Richmond Hill, Borough of Queens.

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APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal withdrawn to comply.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

1284-39-A

APPLICANT—Raymond Irrera, for Kate Leake, owner (Henry Kohlmeier's Son, lessee).

SUBJECT—Application for consideration—reopening and amendment of resolution—re Appeal from a decision of the borough superintendent, previously granted.

PREMISES AFFECTED—103-27 Lefferts boulevard, east side, 260 ft. south of 103rd avenue (Block 9557, Lot 55), Morris Park, Borough of Queens.

APPEARANCES—

For Applicant: Raymond Irrera.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and restored to calendar, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

56-43-A

APPLICANT—H. E. Horwood, for Heintz and Siegel, owners (McKesson and Robbins, Inc., lessee).

SUBJECT—Application for consideration—reopening and amendment of resolution—re Appeal from a decision of the fire commissioner.

PREMISES AFFECTED—3670-3674 Third avenue, east side, 92.44 ft. south of East 170th street (Block 2925, Lot 29), Borough of The Bronx.

APPEARANCES—

For Applicant: Herman E. Horwood.

ACTION OF BOARD—Appeal reopened and restored to calendar, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

80-43-A

APPLICANT—Frank C. Keller, for Home Owners' Loan Corporation, owner (Augustana Evangelical Lutheran Church, lessee).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—117-08 114th avenue (Linden boulevard), southwest corner of 118th street (Block 11644, Lots 4, 7 and 9), Richmond Hill, Borough of Queens.

APPEARANCES—

For Applicant: Frank E. Keller and R. P. Corrigan.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (80-43-A)

WHEREAS, Frank C. Keller, for Home Owners Loan Corporation, owner (Augustana Evangelical Lutheran Church, lessee), filed on February 24, 1943, an appeal from a decision of the borough superintendent, affecting premises 117-08 114th avenue (Linden boulevard), southwest corner

118th street (Block 11644, Lots 4, 7 and 9), Richmond Hill, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated February 26, 1943, on Alt. Applic. 68-43, reads:

"1. The change in occupancy in a frame building from residence to a church over one story in height and over 600 sq. ft. in area is contrary to Sec. 4.1.2 of the Building Code."

and

WHEREAS, the applicant states the building is two stories (24 ft.) in height, 41 ft. 6 in. by 33 ft. 6 in. in area of Class 4 construction; erected 1919; located in a residence use district and used as a one family dwelling. It is proposed to be occupied: cellar, boiler room; first floor, church, 74 persons; second floor, dwelling, one family; and

WHEREAS, the applicant contends that it is proposed to purchase the site for the erection of a future church with monies and priorities will permit; that in the interim, it is proposed to occupy the first floor of the existing dwelling on the site as a temporary church; that the first floor beams will be made to sustain a live load of 100 lbs. the cellar ceiling will be protected with wire lath and plaster; that the stairs from first to second floor will be main open; that the only occupant on the second floor will be the Pastor; and

WHEREAS, the premises were inspected by a committee of the Board.

Resolved, that the decision of the borough superintendent on Alt. Applic. 68-43, Objection 1, be and it hereby is modified and that the appeal be and it hereby is granted on condition that the building shall not be increased in height or area; that no building shall be erected nearer than the existing buildings on the adjoining plots; that the assembly occupancy shall be on the first floor on that the second floor shall be occupied only as a one family dwelling for persons connected with the church; that the first floor beams shall be reinforced to the satisfaction of the borough superintendent, so as to be capable of sustaining a liveload of not less than 100 lbs. per sq. ft.; that the cellar ceiling shall be fire-retarded; that the door to cellar shall be made self-closing; that the existing exit shall not be decreased; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that this variance is granted for a term of two years from the date of this action.

98-43-A

APPLICANT—Sidney L. Strauss, for Copp Stratton, Inc., owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—131-139 41st avenue, 324.75 ft. west of Lawrence street (Block 5060, Lots 13 and 16), Flushing, Borough of Queens.

APPEARANCES—

For Applicant: Sidney L. Strauss.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioner Savage and Blum and Deputy Chief Gunn...
Negative

THE RESOLUTION (98-43-A)

WHEREAS, Sidney L. Strauss, for Copp Stratton, Inc., owner, filed March 5, 1943, an appeal from a decision of the borough superintendent, affecting premises 131-139 41st avenue, 324.75 ft. west of Lawrence street (Block 5060, Lots 13 and 16), Flushing, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated March 5, 1943, on Alt. Applic. 1523-42, reads:

"1. Proposed frame extension used as a factory side fire limits is contrary to Sect. 4.1.2 and 4.1.3 B. C.

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2. Use of two-inch wood roof beams within fire limits is contrary to Sect. 7.1.4 of B. C."

WHEREAS, the applicant states the building is 2 stories (5 ft.) in height; 100 ft. by 110.1 ft. in area; of Class 3 and Class 4 construction; equipped with a sprinkler system; erected approximately 1905; located in an unrestricted use district and used as follows: first floor, saw mill, 20 persons; second floor, saw mill and offices, 25 persons, for which certificate of occupancy has been issued; and

WHEREAS, Violation 3895-42, issued August 13, 1942 was erecting a frame extension in the fire limits without a permit; and

WHEREAS, the applicant contends that the occupant of the building is engaged in the fulfillment of war contracts; that in connection therewith, it was required that a space be provided for the spraying of finished products; that a frame extension, as indicated on plans filed with Alt. Applic. 1523-42, was erected of plywood construction, including plywood roof trusses; that in this portion of the building, there are two approved type spray booths which meet the requirements of the Board with the exception that the sprinkler heads have not as yet been installed, but that this extension is supported on concrete slab resting on earth; that the saw mill building is at present equipped with a one source automatic sprinkler system and it is proposed to continue this system into the frame extension and it is requested the Board grant a variation of the requirements of the Code, to permit the extension to remain for the duration of the war after which time it will be removed; and

WHEREAS, the premises were inspected by a committee of the Board.

Resolved, that the decision of the borough superintendent on Alt. Applic. 1523-42, Objections 1 and 2, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the extension shall remain only during the present emergency; that it shall not be further increased in height or area; that the sprinkler system shall be continued into the frame extension; that the spraying booth shall comply with the requirements therefor and be granted only so long as the extension is used as proposed and that the construction is safe in the opinion of the borough superintendent.

116-43-A

APPLICANT—Gem Metal Box Co., lessee, for Esther Taub, owner.

SUBJECT—Appeal from a decision re an order of the fire commissioner.

PREMISES AFFECTED—262 48th street, south side, 125 ft. west of Third avenue (Block 772, Lot 30), Borough of Brooklyn.

APPEARANCES—

For Applicant: Peter W. Wilson and George Milton.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (116-43-A)

WHEREAS, Gem Metal Box Company, lessee, for Esther Taub, owner, filed on March 17, 1943 an appeal from an order of the fire commissioner affecting premises 262 48th street, south side, 125 ft. west of Third avenue (Block 772, Lot 30), Borough of Brooklyn; and

WHEREAS, order 87557-LC issued by the fire commissioner on May 21, 1941 and repeated in a decision of the fire commissioner dated February 16, 1943, reads:

"You are hereby notified that an inspection of the above premises, used to store thinner and enamel, shows that the following must be done before the permit requested by you can be issued:

9. Provide sprinkler heads, installed in accordance with the Sprinkler Rules of Board of Standards and Appeals, in all spray, dipping or immersing spaces and storage rooms. Rule 6.3 Spray Rules."

and

WHEREAS, the applicant states that the building is one story (13 ft.) in height, 50 ft. by 100 ft. in area, of Class 3 construction, erected in 1916, located in an unrestricted use district and used and occupied as follows: cellar—heating plant; 1st floor—manufacturing of ammunition boxes; and

WHEREAS, the applicant was convicted and fined in Magistrates Court December 23, 1942, for violation of section C19-84.0 of the Administrative Code; and

WHEREAS, Certificate of Occupancy 106120 issued July 8, 1942 on Alt. Applic. 163-41, permitted the use of the building for manufacturing of metal boxes—25 persons; and

WHEREAS, the applicant contends that it has complied with all the requirements of the fire commissioner's order except item 9, which is the subject of this appeal; that the house water supply line entering the premises is not adequate to supply the sprinklers necessary to comply with the order and thus such compliance would necessitate bringing in another supply line from the street main and that the applicant is engaged in the manufacture of ammunition boxes for the United States Government; that the room to which item 9 of the order applies, is 12 ft. by 34 ft. in area and is used for dipping ammunition boxes into lacquer and for cleaning such boxes; that two employees are engaged in dipping and cleaning operations; that since the lacquer is used in the dipping process, water would tend to spread the flames and the fire protection requested by the fire commissioner would be more effectively supplied by the use of one or more 2½ gallon foam type extinguishers, rather than sprinklers as required; that the room in question has been provided with one 2½ gallon foam extinguisher; that there is no assurance that the materials necessary for the installation of the sprinklers can be obtained at this time and that compliance with the order would impede the defense work being carried on at the premises; that the dipping tank is made of galvanized iron and holds approximately 15 gallons of lacquer; the tank is completely enclosed except for an opening at the front 24 in. by 30 in. in area and is vented through the top by a motor-driven fan; that the room is well ventilated by three separate motor driven exhaust fans and by a skylight in the roof; this skylight is 4 ft. by 6 ft. constructed of galvanized iron glazed with wire glass and equipped with open louvers on the sides; that the walls of the room where the dipping and cleaning are done are of sheet rock on both sides of 2 in. by 4 in. studs; the sheet rock on the outer wall is covered by sheet metal; the door to the room is kalamein, self-closing; that the size of the house supply line is ¾ in. and three sprinkler heads would be required to comply with the order; that no lacquer or thinner is stored in the room where the dipping and cleaning is done; that the lacquer used is brought in ready for use and is not mixed or thinned on the premises; that all electric lighting fixtures and motors are of the explosive-proof type; that the ceiling of the room is metal covered; the floor is concrete; that the process consists of dipping the boxes in the dipping tank and setting the same on sideboards; to permit the excess lacquer to drain back into the tank; that the boxes are then placed in a covered conveyor which is exhausted to the outer air; that the boxes are dry when they emerge from the conveyor; that a sketch was submitted to the fire commissioner as required by item 9 of the order, but it was returned without approval as the house water supply line was not sufficient to supply the number of heads to be installed.

Resolved, that the decision of the fire commissioner as to order 87557-LC, be and it hereby is *modified* and that the appeal be and it hereby is *granted*, as to Objection 9, *on condition* that no spraying shall be carried on and that the

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dip tank shall be fitted with a hinge and a fusible link and with a 2½ gallon foam extinguisher so arranged as to be released by means of a fusible link in case of fire, permitting the contents to enter the dip tank; that the enclosure shall not be increased in size; that in all other respects, the order of the fire commissioner and all other laws, rules and regulations applicable shall be complied with.

118-43-A

APPLICANT—Herman Kron, for Mabert Realty Corp., owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—2-10 Evergreen avenue, southwest corner of Cook street (Block 3123, Lot 37), Borough of Brooklyn.

APPEARANCES—

For Applicant—Herman Kron.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (118-43-A)

WHEREAS, Herman Kron, for Mabert Realty Corp., owner, filed on March 16, 1943 an appeal from a decision of the borough superintendent, affecting premises 2-10 Evergreen avenue, southwest corner Cook street (Block 3123, Lot 37), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent dated February 26, 1943 on Misc. Applic. 207-43, reads:

"1. To disconnect present roof tank from standpipe system and to connect same to present two 3-inch mains is contrary to Bd. of Standards and Appeals Cal. 759-1922 and Art. 17 of the Adm. Code. C26-"

and

WHEREAS, the applicant states that the building is three stories (42.6 ft.) in height, 160 ft. by 100 ft. in area, of Class 1 construction, erected in 1922, located in an unrestricted use district, equipped with a standpipe system and a sprinkler system, used and occupied as follows: cellar, boiler room; 1st floor, offices and sterilization of feathers, 20 persons; 2nd floor, storage of feathers, no persons, 3rd floor, sterilization of feathers, 15 persons; no change in use or occupancy is proposed; and

WHEREAS, certificate of occupancy 10954 issued in 1921, permitted the use of the building as follows: basement, boiler room; 1st floor, plating, shipping and storage; 2nd floor, manufacturing of metal corset steel; 3rd floor, manufacturing of celluloid novelties; and

WHEREAS, the applicant contends that it is proposed to disconnect the present roof tank from the standpipe system and to connect the standpipe system to the present 3 in. water main at cellar and cross-connect the second 3 in. water main at cellar; that the building is equipped with a two-source automatic sprinkler system supplied by a 6 in. connection to the city main and 15,000 gallon roof tank and that an automatic fire alarm system has been installed; the building is equipped with a standpipe system supplied from the 7,500 gallon tank located 20 ft. above the roof with risers and house connections at each stairhall on each floor; that the building is occupied by the New York Feather and Down Co., which consists of the operations of sterilization of feathers, washing, packing and shipping of same; that the occupant of the building requires the use of the present roof tank in the conduct of its business as the sterilization and washing of feathers requires a large amount of water; that the Department of Housing and Buildings will not permit the use of the existing 3 in. water supply mains as a source for supply for the standpipe system, as such connection should be not less than 4 in. in diameter; that the two existing 3 in. mains which it is proposed to use,

are located in the cellar, one is used to supply the hot service in the building and to fill the roof tank, the other 3 in. connection is not used; that the water pressure at curb level is 45.9 pounds per sq. in. as certified by the Department of Water Supply, Gas and Electricity; that the city main is 16 in. located 4 ft. below grade.

Resolved, that the decision of the borough superintendent acting on Misc. Applic. 207-43, be and it hereby is modified, and that the appeal be and it hereby is granted, as to objection 1, on condition that the sprinkler and fire alarm systems shall be maintained in accordance with the requirements therefor; that the standpipe system shall be maintained in accordance with the requirements therefor, except that the roof standpipe tank may be disconnected, the roof capped and the system fed from street pressure consisting of two 3-inch water mains yoked together; that the tank, if used as proposed, shall in no way be connected with the standpipe system; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

131-43-A

APPLICANT—Cruikshank Co., for Lillian Livingston Remsen, owner. (Belikoff Brothers, lessee).

SUBJECT—Appeal from decisions re an order of the fire commissioner.

PREMISES AFFECTED—13 Elizabeth street, west side, 175 ft. north of Bayard street (Block 201, Lot 24), Borough of Manhattan.

APPEARANCES—

For Applicant: F. Scheffner.

For Administration: Insp. Maher, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...
Negative

THE RESOLUTION (131-43-A)

WHEREAS, Cruikshank Co., for Lillian Livingston Remsen, owner (Belikoff Brothers, lessee), filed March 24, 1943, appeal from decisions and an order of the fire commissioner premises 13 Elizabeth street, west side, 175 ft. north of Bayard street (Block 201, Lot 24), Borough of Manhattan and

WHEREAS, Order 16969-LF, issued by the fire commissioner January 25, 1943, reads:

"1. Provide a fixed fire extinguishing system or other means for the extinguishment of fire satisfactory to the Fire Commissioner, throughout the building C19-161.0 Adm. Code."

and

WHEREAS, said order was referred to in a decision of the fire commissioner, dated February 26, 1943, which reads:

"In reply to your letter in reference to the type of a fixed fire extinguishing system which would be accepted as compliance with Order 16969-LF you are advised as follows:

A standard wet automatic sprinkler system as described in Article 16 of Chapter 26 Adm. Code. If a portion of the building is not properly heated during the winter months, an automatic dry pipe sprinkler system will be considered when plans are filed for approval.

and

WHEREAS, the decision of the fire commissioner dated March 1, 1943, reads:

"In reply to your request to hold order 16969-LF in abeyance until the necessary materials may be secured, you are advised that due to the non-fireproof construction and the occupancy of the structure for the storage and repair of old clothing, your request must be denied."

and

WHEREAS, the applicant states that the building is three stories (70 ft.) in height, 25 ft. by 87 ft. in area; Class

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struction; erected 1887; located in an unrestricted use district; used: Cellar, storage of clothing, no persons; 1st floor, same, 4 persons; 2nd floor, office and storage, 5 persons; 3rd to 6th floors, inclusive, storage of clothing, no persons; that no change in use or occupancy is proposed;

WHEREAS, the applicant contends that the cost of compliance with the order would approximate \$5,000, and require priority assistance with a number A-1-J or better building, which is almost impossible to secure for this building; that as the present use of the building has not changed in the past ten years and it is therefore requested that the Board hold the order in abeyance for the duration of the war or until such time as the materials required for compliance are obtainable; and

WHEREAS, the premises were inspected by a committee of the Board.

Resolved, that the order of the fire commissioner, Order 16970-LF be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that there shall be installed throughout the building, a thermostatic fire alarm system of an approved type connected to fire headquarters through a central station; that the merchandise throughout the floors shall not cover more than $\frac{2}{3}$ of any floor and shall not be piled higher than $\frac{2}{3}$ of the height of the story; that ample aisles from street to rear shall be maintained on all floors; that such portable fire-fighting appliances shall be furnished and maintained as the fire commissioner shall direct; that the central station connection may be in connection with the adjoining buildings, 15-17 Elizabeth street, the subject of appeal under Cal. 132-43-A; that a sprinkler system shall be maintained as soon as materials for same are available; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

132-43-A

APPLICANT—Cruikshank Company, for Lillian Livingston Remsen, owner (Belikoff Brothers, lessee).

SUBJECT—Appeal from an order and decisions of the fire commissioner.

PREMISES AFFECTED—15-17 Elizabeth street, west side, 200 ft. north of Bayard street (Block 201, Lot 22), Borough of Manhattan.

APPEARANCES—

For Applicant: F. Scheffner.

For Administration: Insp. Maher, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (132-43-A)

WHEREAS, Cruikshank Co., for Lillian Livingston Remsen, (Belikoff Brothers, lessee), filed March 24, 1943, an appeal from decisions and an order of the fire commissioner; premises 15-17 Elizabeth street, west side, 200 ft. north of Bayard street (Block 201, Lot 22), Borough of Manhattan;

WHEREAS, Order 16970-LF, issued by the fire commissioner on February 25, 1943, reads:

"1. Provide a fixed fire extinguishing system or other means for the extinguishment of fire satisfactory to the fire commissioner, throughout building. C19-161.0 Adm. Code."

WHEREAS, the said order was referred to in a decision of the fire commissioner, dated February 6, 1943, which reads:

"In reply to your letter in reference to the type of a fixed fire extinguishing system which would be accepted for compliance with Order 16970-LF you are advised as follows:

A standard wet automatic sprinkler system as de-

scribed in Article 16 of Chapter 26 Adm. Code. If any portion of the building is not properly heated during the winter months, an automatic dry pipe sprinkler system will be considered when plans are filed for approval."

and

WHEREAS, the decision of the fire commissioner, dated March 1, 1943, reads:

"In reply to your request to hold Order 16970-LF in abeyance until the necessary materials may be secured, you are advised that due to the non-fireproof construction and the occupancy of the structure for the storage and repair of old clothing, your request must be denied."

and

WHEREAS, the applicant states the building is six stories (67 ft.) in height, 49 ft. by 90 ft. in area; Class 3 construction; erected in 1877; located in an unrestricted use district and equipped with a standpipe system and used as follows: Cellar, storage of clothing, 2 persons; 1st to 4th floors, inclusive, reprocessing of old clothes, 30, 50, 10 and 8 persons, respectively; 5th floor, storage of clothing, no persons; 6th floor, same; that no change in use or occupancy is proposed; and

WHEREAS, the applicant contends the cost of compliance with the order would approximate \$5,000 and require priority assistance with a rating of number A-1-J or better, which is almost impossible to secure for this building; that as the present use of the building has not changed in the past ten years and it is therefore requested that the Board hold the order in abeyance for the duration of the war or until such time as the materials required for compliance are obtainable; and

WHEREAS, the premises were inspected by a committee of the Board.

Resolved, that the order of the fire commissioner, Order 16970-LF, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that there shall be installed throughout the building a thermostatic fire alarm system of an approved type connected to fire headquarters through a central station; that the merchandise throughout the floors shall not cover more than $\frac{2}{3}$ of any floor and shall not be piled higher than $\frac{2}{3}$ of the height of the story; that ample aisles from street to rear shall be maintained on all floors; that such portable fire-fighting appliances shall be furnished and maintained as the fire commissioner shall direct; that the central station connection may be in connection with the adjoining building, 13 Elizabeth street, the subject of appeal under Cal. 131-43-A; that a sprinkler system shall be maintained as soon as materials for same are available; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

139-43-A

APPLICANT—Saul Goldsmith, for Barnet Weinstein and Sons, Inc., owners.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—126-144 Stewart avenue and 528-546 Meserole street, southeast corner (Block 2977, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Saul Goldsmith.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (139-43-A)

WHEREAS, Saul Goldsmith, for Barnet Weinstein and Sons, Inc., owners, filed March 30, 1943, an appeal from a decision of the borough superintendent affecting premises 126-144 Stewart avenue, and 528-546 Meserole street, southeast cor-

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ner (Block 2977, Lot 1), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent dated March 29, 1943 on Alt. Applic. 737-43, reads:

"1. Area of Building exceeds allowable for Class 3 structure as per 4-2-1 of Building Code."

and
WHEREAS, the applicant states that the building is one story (29 and 39 ft.) in height, 151 ft. by 200 ft. in area; of Class 3 construction; erected 1922; located in an unrestricted use district and used and occupied: cellar, none; first floor, warehouse for steel storage, 10 persons; mezzanine, offices, 5 persons; it is proposed to be used and occupied: first floor, warehouse for steel storage, 10 persons; mezzanine, offices, 5 persons; Certificate of Occupancy 16936 was issued December 14, 1922, permitting the use of the building for warehouse for storage of steel shapes, private garage and office; and

WHEREAS, the applicant contends that the building is one story brick, with steel trusses and girders and 2 in. wood plank roof deck covered with roof surfacing materials; that the building is now 21,200 sq. ft. in area; 29 and 39 ft. in height; that it is proposed to erect a one-story brick extension at the rear of the existing building with steel roof trusses, timber purlins, 2 in. wood roof deck covered with roof surfacing; that the area of the proposed extension will be 13,300 sq. ft., giving a combined area of 34,500 sq. ft.; that the building faces on two streets and the Long Island Railroad right of way, and will be used for the storage of steel shapes and structural steel handled by overhead cranes; that there will be no heat in the building, except for a small portion of the office mezzanine; that in view of the small human occupancy proposed, the incombustible and non-hazardous use and the fact that the building is located in an outlying section of the city, it is requested that the Board grant a variation; and

WHEREAS, the premises were inspected by a committee of the Board.

Resolved, that the decision of the borough superintendent, acting on Alt. Applic. 737-43, be and it hereby is *modified* and that the appeal be and it hereby is *granted* as to objection 1, *on condition* that the building shall not be increased in height and area beyond that now proposed and granted only so long as the premises are occupied as proposed for the storage of structural steel; that no manufacturing or fabricating work shall be done and no machinery used other than a cutting saw; that there shall be no openings constructed in the lot line wall to the east, except the proposed opening for the railroad siding; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

147-43-A

APPLICANT—Alexander D. Crosett, for Defense Plant Corporation, owner (Aluminum Company of America, agent).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Boiler House Bldg.); (Block 2600, Lot 200), Maspeth, Borough of Queens.

APPEARANCES—

For Applicant: Sol Schwartz and C. J. Sheehan.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (147-43-A)

WHEREAS, Alexander D. Crosett, for Defense Plant Corporation, owner (Aluminum Company of America, agent),

filed on March 30, 1943, an appeal from a decision of the borough superintendent, affecting premises 47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Boiler House Bldg.); (Block 2600, Lot 200), Maspeth, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated December 18, 1942 on N. B. Applic. 1398-42, reconsideration denied March 23, 1943, reads:

"3. Two in wood beams within fire limits is contrary to Sect. 7.1.4.

4. Live loads as indicated on plan for roof contrary to Sect. 7.3.2.5.

5. Minimum live loads for all floors 120#/sq. sect. 7.3.2.3.

6. Provide proper support for floors resting on f

7. Exits contrary to Article 6 of Code.

(a) Two exits required sect. 6.1.2.2.3.

(b) Width of stairs contrary to sect. 6.4.1.1.

(c) Treads and risers contrary to sect. 6.4.1.4 and 6.4.1.6.

(d) Stairs constructed contrary to sect. 6.9.1.7.

(e) Stair enclosure not provided as per sect. 6.4.1.8.1.

(f) Stair required to terminate as per sect. 6.4.1.1.

8. Steel stress in excess of that permitted in sect. 7.4.3.4.

9. Parapet walls not provided as per sect. 8.4.9.2."

and

WHEREAS, the applicant states that the building will be 2 stories (57½ ft.) in height, 52 ft. by 100 ft. in area, Class 3 construction, located in an unrestricted use district and used as a boiler house with an occupancy of three persons; and

WHEREAS, the applicant contends as to Objection 3, that the 2 in. wood beams were used as they were more easily procured; that these 2 in. wood beams are used only supporting secondary floor spaces such as aisles, walks and platforms; that the main floors and equipment are supported on reinforced concrete or structural steel members; and

WHEREAS, the applicant contends as to Objection 4, that the building is a standard design developed by the Aluminum Co. for use in latitudes similar to New York City; that the recommendations of the U. S. Department of Commerce National Bureau of Standards, in regard to roof loads were followed by order of the WPB to conserve critical materials; and

WHEREAS, the applicant contends as to Objection 5, that the floors indicated on the application filed with the borough superintendent as having 100 lb. liveloads are secondary floors on which loads imposed will be the weight of a person walking thereon, occasionally for the purpose of inspecting the operation of the boiler equipment; and

WHEREAS, the applicant contends as to Objection 6, that the floors on fill are designed to withstand an upward pressure exerted by ground water assumed at the highest level of 8 ft. 2 in. above the lowest cellar floor which is at elevation 100-83; that the floors are reinforced accordingly and tied to the pile caps; and

WHEREAS, the applicant contends as to Objection 7, that there will be no occupants in any part of the building except the first floor, which has two exit doors to the outside air and no point on this floor is more than 40 ft. removed from either of these exit doors; that the stairs will be used occasionally for access to the equipment on the upper level and are not intended for exit purposes; that access to the roof by means of a ladder to scuttle will be provided; that as there will be no occupancy above the first floor, no other means of egress should be required; and

WHEREAS, the applicant contends as to Objection 8, that this building was originally designed under the code; that the WPB ordered a redesign based on specifications for reinforcement in concrete at 20,000 lbs. per sq. in. in tension for structural grade steel and 24,000 lbs. per sq. in. in compression for intermediate grade steel; that the concrete column and floor

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reinforcement was designed using these stresses; and
WHEREAS, the applicant contends as to Objection 9, that the roof is provided with an 8 in. high curb around its entire perimeter, thereby preventing the flow of water over the sides of the building; that the only occasion for using the curb will be for making minor repairs; that the parapet was installed in order to conserve critical materials in the design of structural members; and
WHEREAS, the applicant has filed an amendment with the borough superintendent classifying this building as Class 3 instead of Class 2 as previously stated.
Resolved, that the decision of the borough superintendent, dated on N. B. Applic. 1398-42 be and it hereby is *modified* that the appeal be and it hereby is *granted*, as to objection 3, on condition that the 2-inch wood beams proposed shall be used only for supporting secondary floor spaces such as aisles, walks and platforms; as to objection 4, that the roof loading shall not be less than 30 lbs. per square foot; as to objection 5, that the floor loading of the proposed secondary floors shall be constructed for a live load not less than 100 lbs.; that such secondary floors shall be used only for access for inspection and repair; as to objection 6 that in the event of any settlement, the floor shall be underpinned and restored to the satisfaction of the borough superintendent; as to objection 7, that the exits as proposed shall be maintained and the stairs shall be used only in connection with the secondary flooring for access for repairs and inspection, and provided that the occupancy of the building shall not exceed three (3) persons; as to objection 8, that the steel shall not be stressed beyond 20,000 lbs. per square inch; as to objection 9 that an 8-inch curb around the entire perimeter of the roof shall be maintained as proposed and that such roof shall be properly pitched; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; and, *granted* only for the term of the present emergency and for one (1) year thereafter.

154-43-A

APPLICANT—The Fred Goat Company, Inc., owner.
OBJECT—Appeal from an order and a decision of the fire commissioner.
PREMISES AFFECTED—310-320 Dean street, southeast corner of Third avenue (Block 198, Lots 8, 11 and 12), Borough of Brooklyn.
APPEARANCES—
For Applicant: None.
For Administration: Insp. Meyer, Fire Dep't.
ACTION OF BOARD—Appeal granted on condition.
VOTE—
Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

RESOLUTION (154-43-A)

WHEREAS, The Fred Goat Co., Inc., owner, filed on April 1943, an appeal from an order and decision of the fire commissioner, affecting premises 310-320 Dean street, southeast corner of Third avenue (Block 198, Lots 8, 11 and 12), Borough of Brooklyn; and
WHEREAS, order 93373-LC issued by the fire commissioner November 19, 1942, reads:

"You are hereby notified that an inspection of the above premises, used to store and use hydrogen gas, etc., shows that the following must be done before the permit requested by you can be issued.

FORTHWITH

1. Discontinue use of hydrogen gas in connection with process for metal oxide reduction, as use of same constitutes an unusual hazard and is against the interest of public safety C19-11.0, Administrative Code."

WHEREAS, said order was repeated in a decision of the fire commissioner dated March 22, 1943; and

WHEREAS, the applicant states that the building is 4 stories in height, 175 ft. by approximately 75 ft. in area, of class 3 construction, erected approximately 25 years ago, located in an unrestricted use district, equipped with a sprinkler system in 314 to 320 Dean street and used and occupied for the manufacture of machine parts throughout; and

WHEREAS, the applicant stated that since the filing of this appeal the premises have been purchased from the Pittsburgh Plate Glass Company and are now owned by the Fred Goat Company, Inc.; and

WHEREAS, the order applies to a section of the building one story and cellar in height, 35 ft. in width and 75 ft. in depth; and

WHEREAS, the applicant contends that the work done on the premises is 100% for the war effort; that all of the work done in the two furnaces in question is for the Signal Corps, radar industry and similar products; that the heating equipment consists of a standard gas fired furnace containing a horizontal rectangular cast nichrome tube approximately 3 in. high, 8½ in. wide and 36 in. long; that the cooling equipment consists of a horizontal rectangular steel tube approximately 3 in. high, 8½ in. wide and 42 in. long, water jacketed and supported on saddles; that these two tubes are flanged and bolted together end to end forming one long tube with a hinged door at each end; that approximately 18 in. of the nichrome tube is brought up to 1650 deg. F., and tray loads of small stampings are passed through this hot zone to the cooling zone and removed at about 300 deg. F.; temperatures in both the hot and cold zones are automatically controlled; that hydrogen in a standard bottle cylinder is clamped to the framework of the cooling section; that it is then led through a Modern Engineering Company Multi-Seal reducing valve and ½ in. copper tubing and fittings to the discharge end of the cooling tube; that an adequate manufactured gas pilot light is located outside of the hinged door at both the inlet and discharge ends of the tube; that when the furnace is up to temperature and the pilots are lit, hydrogen is permitted to flow slowly through the control valve on the bottle and into the tube; that the hydrogen is ignited in the muffle by the hot zone and burns until all air originally there is exhausted; that only enough hydrogen is permitted inside the tube thereafter to maintain a slight positive pressure; that excess hydrogen is permitted to escape through openings provided in each door where it is ignited by the pilots, thereby preventing an accumulation under the hood or in the room; that these pilots also ignite the hydrogen which spills out of the tube when the doors are opened to admit or discharge material; that the hot zone effectively prevents any accumulation of unburned hydrogen and air; and

WHEREAS, it is proposed to extend the sprinkler system to include the first story and cellar of 310 Dean street, where the hydrogen is used and to install mechanical ventilation in this portion of the premises; the 12 cylinders of hydrogen are stored in a metal cabinet located on the first story of 320 Dean street; and

WHEREAS, the premises were inspected by a committee of the Board.

Resolved, that the order of the fire commissioner as to Order 93373-LC be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the cylinders shall be of the approved ICC type and shall be stored within the three story building known as No. 320 Dean street, within a metal lined cabinet constructed and maintained to the satisfaction of the fire commissioner; that the use of hydrogen in annealing furnaces shall be maintained only in the cellar of the one story building at 310 Dean street; that not more than two such annealing furnaces shall be employed; that not more than one cylinder shall be used for each annealing furnace; that the cylinder

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shall be securely strapped in place at top and bottom; that the piping, valves and other equipment in connection with the same shall be maintained to the satisfaction of the fire commissioner; that the operator in charge of such hydrogen equipment and use shall hold a Certificate of Fitness; that the sprinkler system in the adjoining sections of the building shall be extended to cover the cellar and first floor of this building; that a mechanical ventilating system shall be maintained within the cellar of 310 Dean street; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct.

167-43-A

APPLICANT—Long Island Transport Co., Inc., for Herman Goldstein, owner.

SUBJECT—Appeal from an order and decision of the fire commissioner.

PREMISES AFFECTED—24 Montrose avenue, south side, 250 ft. east of Union avenue (Block 3058, Lot 16), Borough of Brooklyn.

APPEARANCES—

For Applicant: Samuel Marshall.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (167-43-A)

WHEREAS, Long Island Transport Company, Inc., for Herman Goldstein, owner, filed April 9, 1943, an appeal from an order and decision of the fire commissioner, affecting 24 Montrose avenue, south side, 250 ft. east of Union avenue (Block 3058, Lot 16), Borough of Brooklyn; and

WHEREAS, Order 93437-LC, issued by the fire commissioner November 20, 1942, and repeated in decision of the fire commissioner dated January 8, 1943 and March 22, 1943, reads:

"You are hereby notified that an inspection of the above premises, used as a storage garage shows that the following must be done before the permit requested by you can be issued:

FORTHWITH

1. Discontinue the storage of paints on the premises. C19-11, Administrative Code."

and

WHEREAS, the applicant states the building is one story (20 ft.) in height, 50 ft. by 100 ft. in area; of Class 3 construction; erected 1914, located in an unrestricted use district and used as a freight terminal, one person; and

WHEREAS, the applicant contends that it is engaged in business as a common carrier and in connection therewith filed an application for permit to store paint; that in connection with the business of transporting various types of merchandise, paints are handled by the applicant; that these paints are transported from various states or from different locations and are stored at the premises in question until shipped to the ultimate destination; that paints are in sealed containers and are stored only for short periods of time; that the containers are never opened on the premises and no painting is done on the premises; that the order of the fire commissioner prevents the applicant from carrying on its business as a common carrier; that the building is adequately ventilated and so constructed; that the paint is stored under conditions which are not hazardous; that the applicant is willing to store paint in another portion of the premises than at present, if directed by the Board; and

WHEREAS, the premises were inspected by a committee of the Board.

Resolved, that the order of the fire commissioner, 93437-LC, be and it hereby is modified and that the appeal be and

it hereby is granted on condition that there shall be constructed where proposed, a room for the storage of paint that such paint shall be stored in the original packages; that the room shall be constructed of incombustible material as to walls, ceiling and soffit under the stairs and the door leading thereto and that a sill not less than 6 inches height shall be maintained at such door; that such door shall be an approved fireproof door tested for not less than one hour; that in all other respects, the building and occupant shall comply with all laws, rules and regulations applicable thereto.

174-43-A

APPLICANT—John E. Cahill for Sophia Doyle, owner, Silivio Lagana, lessee.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—123-52 Lax avenue, southwest corner of 125th street (Block 3921, Lot 41), College Point, Borough of Queens.

APPEARANCES—

For Applicant: John E. Cahill.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...
Negative

THE RESOLUTION (174-43-A)

WHEREAS, John E. Cahill, for Sophia Doyle, owner, Silivio Lagana, lessee, filed on April 14, 1943, an appeal from decision of the borough superintendent, affecting premises 123-52 Lax avenue, southwest corner 125th street (Block 3921, Lot 41), College Point, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated January 11, 1943 (reconsideration denied March 30, 1943) on N.B. Applic. 1303-42, reads:

"1. The erection of a frame building within the fire limits is contrary to Sec. 4-1-2 Building Code.

2. Wood floor and roof beams of structures within the fire limits shall be not less than three inches thickness. Sec. 7-1-4, Paragraph 7.

3. Provide foundation in accordance with Section 8-3-1-6.

4. Provide toilet accommodations as per Sec. 14-8-1 and

WHEREAS, the applicant states the building is one story (10 ft.) in height, 14 ft. by 28 ft., irregular in area; of Class 4 construction; erected 1942, located in an unrestricted use district on a plot 154 ft. by 139 ft., irregular in area, and used and occupied as a temporary refreshment stand, 3 persons. No change in use or occupancy is proposed; and

WHEREAS, the applicant contends that the building is of temporary nature and of small area and is surrounded by large open spaces, which make the condition non-hazardous; that the wood floor and roof beams as indicated on plans are adequate for structural safety; that the foundation and posts are creosoted 4 in. by 4 in. Douglas fir posts installed for support of the structure are adequate, in view of its temporary nature; that toilet accommodations have been provided by agreement with the owner of the Bushey and Sons Drydock shipbuilding located on the northerly side of Lax avenue, diagonally opposite the premises in question; that it is requested that the Board permit the continuance of the existing structure for use as a lunchroom to accommodate the help employed in the Ira S. Bushey and Sons, Inc. shipyard located opposite the building in question, for the duration of the present emergency; that this application is supported by the project manager of the shipyard in a communication dated March 1, 1943 which is attached hereto and made part of this appeal; and

WHEREAS, the premises were inspected by a committee of the Board,

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Resolved, that the decision of the borough superintendent on N.B. Applic. 1303-42, Objections 1, 2, 3 and 4, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the building shall not be increased in height or area; that it shall be used only as proposed; that no portion of the building shall be beyond the building line; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that the structure shall be maintained in a safe condition to the satisfaction of the borough superintendent; that no additional equipment shall be installed; that this variance is granted to permit a temporary occupancy for a term of one (1) year from the date of this action.

188-43-A

APPLICANT—Peter A. Strobel, for Defense Plant Corporation of U. S. A., owner (Republic Steel Corporation, agent).

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—160 Scott avenue, southeast corner of Scholes street (Block 2972, Lot 125), Borough of Brooklyn.

APPEARANCES—

For Applicant: Walter C. Knight and Jules Sills.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (188-43-A).

WHEREAS, Peter A. Strobel, for Defense Plant Corporation of U. S. A., owner, (Republic Steel Corp., agent) filed April 22, 1943, an appeal from a decision of the borough superintendent, affecting premises 160 Scott avenue, southeast corner of Scholes street (Block 2972, Lot 125), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent dated April 22, 1943, on P. & D. Applic. 3725-42, N.B. Applic. 1303-42, reads:

"Quality of materials not in compliance with the Building and Administrative Codes.

Black steel waste and vent piping, same installed in partitions and under floors contrary to Sec. 14-3-13 of the Bldg. Code, and C26-1239-0 of the Administrative Code.

Also black steel water piping installed throughout contrary to Sec. 14-7-1-4, Subd. D of Bldg. Code and C-26-2168.0 of the Administrative Code.

The Department permits the use of black steel for waste and vent where exposed, but will not accept black piping for water supply in any case."

WHEREAS, the applicant states that the building will be 44 story (44 ft.) in height, 429 ft. by 199 ft. in area; of Class 3 construction; located in an unrestricted use district, equipped with a sprinkler system and used and occupied as steel tube mill, 220 persons; and

WHEREAS, the applicant contends that the use of galvanized pipe for this job was prohibited by the War Production Act; that it is not readily possible to change the building structure to expose the pipes in question, due to the fact that space is limited; that the Defense Plant Corporation, which has jurisdiction over all expenditures on this building, will not permit compliance with the order of the borough superintendent, as it would increase the cost and in no way improve the capacity of the plant; that to comply with the order would cause a delay in putting the plant into operation; that the occupancy schedule filed with Dept. of Housing and Buildings states "Occupancy to continue for the duration of the war and 1 year thereafter."

Resolved, that the decision of the borough superintendent,

acting on P. & D. Applic. 3725-42, relating to N.B. Applic. 1303-42, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the proposed use of black steel pipe for water pipe shall be only in connection with the plumbing fixtures in the toilet rooms on the main and mezzanine floors and that most of same shall be exposed with a limited amount unexposed; that this variance shall continue only during the present emergency and for one year thereafter; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto other than as modified by the Board under Cal. Nos. 500-42-A, 553-42-A, 34-43-A and 76-43-A.

192-43-A

APPLICANT—John Joseph Carroll, for C. and E. Chapal, Freres and Cie, Inc., owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—166-170 Sanford street (168-172 displayed), west side, 75 ft. north of Willoughby street (Block 1752, part of Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: John Joseph Carroll.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (192-43-A)

WHEREAS, John Joseph Carroll, for C. and E. Chapal, Freres and Cie, Inc., owner, filed April 22, 1943, an appeal from a decision of the borough superintendent, affecting premises 166-170 Sanford street (168 to 172 displayed), west side, 75 ft. north of Willoughby street (Block 1752, part of Lot 1) Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent, dated April 27, 1943 on Bldg. Notice 60-43, reads:

"1. Above application submitted and examination of same shows a sufficient supply of water without a gravity tank for sprinkler system but as original installation of sprinkler system was requested under Board of Standards and Appeals resolution, Cal. 265-36-A refer proposal to remove gravity tank to that Board."

and

WHEREAS, the applicant states the building is four stories (60 ft.) in height, 60 ft. by 130 ft. in area; Class 3 construction, erected prior to 1916; located in an unrestricted use district, equipped with sprinkler system and used as follows: cellar, factory and storage; first floor, factory and storage, second floor, factory and storage, third floor factory, fourth floor, factory (knitting mill), 30 persons; and

WHEREAS, the applicant contends that at the time the Board acted on Cal. No. 265-36-A, a 20,000 gallon gravity tank was in existence on the roof; that recently the tank leaked to such an extent, that it had to be replaced or removed; that an inspection was made by the Fire Insurance Exchange to determine if protection by sprinkler system with City main system was sufficient to maintain the required pressure of 15 lbs. at top heads and upon inspection was found that 19 lbs. was maintained; that in view of the fact that the water supply consisting of two 6 in. City main connections is sufficient and in view of the existing central station valve alarm service, the gravity tank is not required and it is requested that the Board grant this application.

Resolved, that the decision of the borough superintendent, acting on Bldg. Notice 60-43, be and it hereby is *modified* and that the appeal be and it hereby is *granted*, as to objection 1, *on condition* that the sprinkler system shall be maintained in accordance with the requirements therefor, and the central station signal alarm service shall be maintained, except that the roof gravity tank for the sprinkler system may be removed, provided the riser lines are properly capped

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and the sprinkler system is fed from not less than two 6-inch street mains on separate streets; that a pressure of not less than 15 lbs. at the highest head shall be maintained; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations other than as modified by the Board under Cal. 265-36-A.

193-43-S

APPLICANT—Breslee Manufacturing Co., lessee, for Coleman Holding Co., owner.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—45-51 West 25th street, north side, 125 ft. east of Sixth avenue (2nd, 3rd, 6th and 7th floors); (Block 827, Lot 8), Borough of Manhattan.

APPEARANCES—

For Applicant: Sidney J. Bernstein.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (193-43-S)

WHEREAS, Breslee Manufacturing Co., lessee, for Coleman Holding Co., owner, filed April 26, 1943, an application for variation of the labor law, as cited in a decision of the borough superintendent, premises 45-51 West 25th street, north side, 125 ft. east of Sixth avenue (2nd, 3rd, 6th and 7th floors); (Block 827, Lot 8), Borough of Manhattan; and

WHEREAS, the decision of the borough superintendent, dated March 29, 1943, reads:

"Your letter of March 25th relative to the installation of panic bolts on all doors leading from the stairway to the plant on the 3rd, 6th and 7th stories of above-noted premises has been received.

The installation of panic bolts at said premises is prohibited under section 272 of the Labor Law and this department has no authority to vary the Labor Law."

and

WHEREAS, the applicant states the building is 11 stories (136 ft.) in height, 100 ft. by 85 ft. in area, of Class 1 construction, erected 1912, located in an unrestricted use district and used and occupied as follows: Cellar, machinery room, 2 persons; 1st floor, stores, 50 persons; 2nd floor, manufacturing textiles, 125 persons; 3rd floor, same, 50 persons; 4th floor, same 30 persons; 5th floor, manufacturing elastic goods, 20 persons; 6th floor, manufacturing textiles, 250 persons; 7th floor, manufacturing textiles, 80 persons; 8th floor, manufacturing textiles, 50 persons; 9th floor, manufacturing shirtings, 20 persons; 10th floor, manufacturing china and glass, 15 persons; 11th floor, vacant, that no change in use or occupancy is proposed; that the building is equipped with a two source sprinkler system, standpipe system, two 4 ft. wide interior fireproof stairs extending from roof to street; and

WHEREAS, the applicant contends that it has been requested by the Commanding General of the Metropolitan Military District, to install approved type panic bolts on all doors leading to stairways to the plant at third, sixth and seventh floors and in view of the confidential nature of the work performed, it is requested the Board grant a variation so as to permit the installation as requested by the U. S. Army; and

WHEREAS, the applicant has filed a recommendation of the Plant Security Officer of the U. S. Army, recommending that panic bolts be provided on all fire escapes to stairway doors leading to the plant area.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the requirements of the Labor Law, as cited in a decision of the borough superintendent, dated March 29, 1943, and that the application be and it hereby is granted on condition that panic bolts may be in-

stalled on the 3rd, 6th and 7th floors; that these panic bolts shall be of an approved type; that a bell shall be attached to each door on which the panic bolt is installed, to call attention to anyone wishing to enter; that these panic bolts shall not be installed on doors on a floor which is an air raid shelter; that the sprinkler and standpipe systems shall be maintained to the satisfaction of the fire commissioner; that this variance shall be for the term of the present emergency; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

194-43-S

APPLICANT—Breslee Manufacturing Co., lessee, for 151-163 West 26th Street Co., Inc., owner.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—151-163 West 26th street north side, 100 ft. east of Seventh avenue (5th, 6th and 7th floors); (Block 802, Lot 8), Borough of Manhattan.

APPEARANCES—

For Applicant: Sidney J. Bernstein.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn..

Negative

THE RESOLUTION (194-43-S)

WHEREAS, Breslee Manufacturing Company, lessee for 151-163 West 26th Street Company, Inc., owner, filed April 24, 1943, an application for variation of the requirements of the labor law as cited in a decision of the borough superintendent, affecting premises 151-163 West 26th street north side, 100 ft. east of Seventh avenue (5th, 6th and 7th floors); (Block 802, Lot 8), Borough of Manhattan; and

WHEREAS, the decision of the borough superintendent, dated April 10, 1943, reads:

"Your letter of April 3rd relative to installation of panic bolts at above noted premises has been received and contents noted.

In reply, you are advised that the installation of the panic bolts at said premises is a violation of Section 2 of the Labor Law, and this department has not authority to vary the Labor Law."

and

WHEREAS, the applicant states that the building is 12 stories (170 ft.) in height, 150 ft. by 97 ft. in area; of Class 1 construction; erected 1910; located in a business use district, and used and occupied as follows: 1st floor, stores, 20 persons; 2nd floor, manufacturing cosmetics, 50 persons; 3rd floor, printing, 45 persons; 4th floor, manufacturing thread, 75 persons; 5th floor, manufacturing textiles, 200 persons; 6th floor, same, 200 persons; 7th floor, same, 200 persons; 8th floor, same, 125 persons; 9th floor, picture frames, 40 persons; 10th floor, manufacturing leather goods, 75 persons; 11th floor, manufacturing textiles, 125 persons; 12th floor, manufacturing display fixtures, 70 persons; that no change in use or occupancy is proposed; that the building is equipped with a two source sprinkler system, standpipe system, interior fire alarm system, and fire drills are maintained; that there are 2 four ft. wide fireproof stairs in the building extending from roof bulkhead direct to street, two fire escapes extending to roof by stairs and to yard by ladders with access to street through alley; that windows and doors on the course of the fire escape are fireproof; and

WHEREAS, the applicant contends that it has been requested by the Commanding General of the Metropolitan Military District, to install panic bolts on all doors leading from the stairways to the plant at the 5th, 6th and 7th floors; that in view of the confidential nature of the work performed for the U. S. Army, it is requested that the Board grant a variation of the Labor Law, to permit the installation of the par-

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s on all doors leading from the stairways to the plant, required by the Plant Protection Service of the U. S. Army; and

WHEREAS, the applicant has filed a copy of a recommendation of the Plant Protection Officer of the U. S. Army, recommending that panic bolts be installed on fire escape stairway doors leading to the plant area.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the requirements of the Labor Law, as cited in a decision of the borough superintendent, dated April 10, 1943, and that the application be and it hereby is granted on condition that panic bolts may be installed on the 5th, 6th and 7th floors; that these panic bolts shall be of an approved type; that a bell shall be attached to each door on which the panic bolt is installed, to call attention to anyone wishing to enter; that these panic bolts shall not be installed on doors on a floor which is an air-raid shelter; that the sprinkler, standpipe systems, interior alarm system and fire drills shall be maintained to the satisfaction of the fire commissioner; that this variance shall be in effect for the term of the present emergency; that in all other respects, the building and occupancy shall comply with all rules and regulations applicable thereto.

43-A

APPLICANT—Seelig and Finkelstein, for Perry Holding Corporation, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—1187-1191 Atlantic avenue (1193-1195 displayed) north side, 410 ft. 1 in. west of Nostrand avenue (Block 1866, Lot 9), Borough of Brooklyn.

PEARANCES—

For Applicant: Irving Seelig.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

RESOLUTION (205-43-A)

WHEREAS, Seelig and Finkelstein, for Perry Holding Corporation, owner, filed May 1, 1943, an appeal from a decision of the borough superintendent, affecting premises 1187-1191 Atlantic avenue (1193 to 1195 displayed), north side, 410 ft. 1 in. west of Nostrand avenue (Block 1866, Lot 9), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent dated April 29, 1943, on Alt. Applic. 801-43, reads:

"1. Refer proposal to the Board of Standards and Appeals for permission to allow dipping for painting purposes upon premises occupied as a Multiple Dwelling, Rule 1.3.1, Spray Rules."

WHEREAS, the applicant states the building is three stories (1193-1195) in height, 50 ft. by 99 ft. 1 in. in area at first floor, 50 ft. by 50 ft. in area at typical floor, of Class 3 construction, located in an unrestricted use district and used and occupied as follows: cellar, boiler room and storage; first floor, metal covered compartment at center, first floor, dwelling, 52 persons; mezzanine, storage; second floor, dwelling, 52 persons; third floor, dwelling, 4 families. Proposed to be altered without change; and

WHEREAS, violation filed by the Division of Housing and Buildings, dated April 1, 1942, was for erecting from partition in the rear extension, installing frame floor creating mezzanine floor, installing metal covered compartment at center, first floor, to store 50 gallons of alcohol and 25 gallons of shellac, installing wood stairs from center store to cellar, without plans and obtaining necessary approval and requiring repair of defective plaster at ceiling in cellar; and

WHEREAS, violation filed January 20, 1943, by the Division of Housing, required repair of corroded angle iron hooks,

securing fire escape stairway and to abate nuisance consisting of paint odors; and

WHEREAS, the applicant contends that the building runs through from Atlantic avenue to Herkimer street and is three stories, non-fireproof, classed Old Law Class A Multiple Dwelling and consisted originally of two 25 ft. buildings, which were altered by removing part of the party wall on the first floor and erecting a new one story brick non-fireproof extension in the rear, utilizing the rear wall of the three story building and erecting an extension and small balcony for storage purposes; that the two upper stories contain four apartments on each floor and the first floor is occupied by the one tenant doing metal work in the rear extension, while the office, shipping space and lockers are in the front portion of the building underneath the multiple dwelling occupancy; that the rear 12 in. brick wall of the original building has been kept intact and separates the premises into two parts on the first story; that the rear wall openings are to be blocked up, except for the opening to the shop from the office, which is provided with a fireproof self-closing door and the opening from the shipping room to the shop; that the ceiling of the extension is covered with 26 gauge metal and the floor is concrete; that there is no cellar in the extension; that the main building has two separate cellars, one of which is used for heating apparatus for the entire building and for storage purposes of the tenants of the apartments, and is enterable from the public hallway or from sidewalk trap doors; the other cellar is used for the storage of incombustible materials by the tenants of the first floor and can be entered from the extension or from the street sidewalk trap door; that the entrance from the extension to the cellar is protected by a fireproof self-closing trap door with a fusible link and provided with a fireproof self-closing door at the bottom of the stairs; that the cellar ceiling in this portion is covered with 26 gauge metal; that the entire first floor occupant is now engaged in war work, manufacturing ventilators for ships; that these ventilators are required to be painted and to accomplish this, they are dipped into a container of about 20 gallons capacity containing black baking paint; that black baking paint is received in five gallon tanks and is thinned with Solvesso No. 3 which has a flash point of 130° F.; that the paints and thinners are received in five gallon cans and stored in a 26 gauge metal covered compartment, provided with a sliding self-closing door; that the maximum quantity stored will not exceed 100 gallons of thinners and paints; that a Gehnrich electrically operated paint drying oven, vented by galvanized iron ducts terminating above the roof, is used; in addition thereto, there is an exhaust fan in an opening in the steel sash on the Herkimer street wall near the dipping tank and another exhaust fan at the termination of drying oven with a metal duct connected to a metal hood, the duct terminating above the roof of the three story portion of the building; that the portion of the building where the painting is done, is physically separated from the multiple dwelling; that in view of these facts and in view of the fact that the tenant is now working on essential war products and could not abandon the premises, it is requested that the Board grant a variance, to permit the continuation of the use under such conditions as it deems necessary to safeguard the multiple dwelling occupants; and

WHEREAS, the premises were inspected by a committee of the Board,

Resolved, that the decision of the borough superintendent, acting on Alt. Applic. 801-43, be and it hereby is modified and that the appeal be and it hereby is granted as to objection 1, on condition that an approved opening protective assembly, approved for three hours, shall be constructed and maintained at all openings on the first floor at the rear wall line of the 3-story buildings; that a similar door shall be maintained at the entrance to the cellar from the rear shop; that the ceiling of the cellar occupied by this concern, shall be fire-retarded or may be protected with 26 gauge metal over existing plaster; that the proposed ventilation shall be maintained; that the balcony shall be reinforced, so as to provide a loading of not less than 100 lbs. per superficial foot and

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at no time shall be overloaded; that such loading shall be posted; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that the existing stair from first floor to cellar toward the center of the westerly building shall be removed; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

210-43-A

APPLICANT—Abraham Farber, for Etched Products Corporation, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—39-01 Queens boulevard and 43-29 39th street, northeast corner (Block 191, Lot 5), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Abraham Farber.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn. . . 4

Negative 0

THE RESOLUTION (210-43-A)

WHEREAS, Abraham Farber, for Etched Products Corporation, owner, filed May 3, 1943, an appeal from a decision of the borough superintendent; premises 39-01 Queens boulevard and 43-29 39th street, northeast corner (Block 191, Lot 5), Long Island City, Borough of Queens; and

WHEREAS, the decision of the borough superintendent, dated March 26, 1943, re Misc. Applic. 618-43, for which reconsideration was denied on April 29, 1943, reads:

"1. The refining or distilling of such petroleum products at these premises is contrary to the provisions of C19-49.0 Adm. Code."

and

WHEREAS, the applicant states the building is two stories (30 ft. in height, 100 ft. by 250 ft. in area at street level; 100 ft. by 240 ft. in area above; Class 1 construction; located in an unrestricted use, B area, district; erected in 1925; occupied: cellar, boiler room, sand blasting, Savosol reclaiming room, 2 persons; 1st floor, factory-etched metal, 150 persons; 2nd floor, same, 100 persons; equipped with a sprinkler system; and

WHEREAS, Fire Department Order 93198-C, was issued April 29, 1943, directing the removal of varnolene from the recently installed tank, pending approval of plans by the Division of Buildings of the Department of Housing and Buildings; and

WHEREAS, the applicant contends that Misc. Applic. 618-43 was approved for the installation of a 550 gallon storage tank for Savosol No. 5 buried under the sidewalk on the 39th street side of the building and for the relocation of a Savosol dipping room; that in the cellar of the building there has been in operation since 1937, equipment for the reclaiming of used Savosol No. 5, as indicated on plans filed with this appeal; that the amount of Savosol No. 5 reclaimed is only 210 gallons, kept in sealed welded steel containers or tanks; that the four other open tanks shown on plans, holding only the contaminated Savosol No. 5 heavy with sludge, dirt and grease, can hardly be classified as hazardous; that Fire Department permits for three steel drums of varnolene have been issued for these premises; that the Fire Department's objection to the reclaiming of Savosol appears to be against the air pressure system, about 20 lbs. used to lift the reclaimed Savosol to the first floor and the Fire Department's recommendation is that a CO2 system be installed instead; that the owner is willing to do this; that the recommendation of the New York Fire Insurance Exchange has been followed, by installing two foamite chemical extinguisher units and disconnecting the sprinkler heads in

this room; that in view of the fact that the plant is engaged in 100 per cent war production and in view of the other conditions herein stated, it is requested that the Board grant a variation, permitting the reclaiming of Savosol No. 5 quantities not over 210 gallons of the reclaimed product, sealed steel tanks using CO2 approved pressure system, draw off the reclaimed product to first floor, such installation to be satisfactory to the fire commissioner; that the supply of reclaimed Savosol requested is necessary for the continuous smooth operation of the war plant and must be maintained in its present location as every foot of space in the building has been utilized to the limit; and

WHEREAS, the premises were inspected by a committee of the Board,

Resolved, that the decision of the borough superintendent acting on Misc. Applic. 618-43, be and it hereby is modified, and that the appeal be and it hereby is granted, as to objection 1, on condition that the equipment shall be maintained substantially where located, as proposed; that natural ventilation to the outer air shall be furnished and maintained at all times; that an approved fire door, approved for 3 hours shall be installed separating this room from the balance of the cellar and made self-closing; that all electric equipment in such room shall be of the vapor-proof type; that such portable fire extinguishers shall be maintained within the reclaiming room, as the fire commissioner shall direct; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

62-28-A

APPLICANT—William C. McTarnahan, for Petroleum Heat and Power Co., owner.

SUBJECT—Application for consideration—reopening and extension of permit—re Appeal from a decision of the fire commissioner.

PREMISES AFFECTED—East side of Eastchester Creek and Northern Boundary Line (Block 5655, Lots 375, 382 and 400), Borough of The Bronx.

APPEARANCES—

For Applicant: August F. Morgenier.

ACTION OF BOARD—Appeal reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.

Negative

THE RESOLUTION (62-28-A)

WHEREAS, the appeal affecting premises East side of Eastchester Creek and Northern Boundary Line (Block 5655, Lots 375, 382 and 400), Borough of The Bronx, was granted by the Board June 12, 1928, on certain conditions, time to complete the work extended from time to time and last extended May 20, 1941, and the applicant requested further extension of time.

Resolved, that the Board of Standards and Appeals do hereby amend the resolution adopted on June 12, 1928, last amended on May 20, 1941, only so far as it has reference to obtaining permits and completion of work, so that amended, this portion of the resolution shall read:

"that the time within which all permits shall be obtained and all work completed may be extended for two years from the date of this amended resolution."

82-38-A

APPLICANT—Herman Kron, for Daniels and Kennel Incorporated, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—60-64 Commerce street, east side, 175 ft. north of Richards street and 53rd Seabring street (Block 511, Lots 16, 18, 36, 37 and 38), Borough of Brooklyn.

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APPEARANCES—

For Applicant: Herman Kron

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (82-38-A)

WHEREAS, this appeal from a decision of the borough superintendent, affecting premises 60-64 Commerce street, east side, 175 ft. north of Richards street and 53-57 Seabring street (Block 511, Lots 16, 18, 36, 37 and 38), Borough of Brooklyn, was granted by the Board on February 23, 1938, on certain conditions and the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on February 23, 1938, so that as amended, the resolution shall read:

"*Resolved*, that the decision of the borough superintendent on App. No. 781-38, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that a one-source sprinkler system shall be installed which shall comply with the requirements of the Building Code; that there shall also be installed sprinkler heads spaced not more than ten (10) feet apart under the bottom chords of the trusses; that if this sprinkler system is so installed, a standpipe system need not be required; *that the size of the water main servicing the sprinkler system may be 6 inches.*"

41-38-A

APPLICANT—Lorin Davidson, present owner,

SUBJECT—Application for consideration—reopening and extension of permit—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—166-170 Hudson street and 48 Lighthouse street, northeast corner (Block 220, Lot 34), Borough of Manhattan.

APPEARANCES—

For Applicant: Albert W. Venino.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (464-38-A)

WHEREAS, this appeal from a decision of the borough superintendent, affecting premises 166-170 Hudson street and 48 Lighthouse street, northeast corner (Block 220, Lot 34), Borough of Manhattan, was granted by the Board on June 28, 1938, and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on June 28, 1938, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

" * * * Granted for a term of five (5) years from the date of this *amended* resolution, on condition * * *"

48-42-S

APPLICANT—Davis and Geck, Incorporated, owner.

SUBJECT—Application for consideration—reopening and extension of time—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—57-63 Willoughby street and 118-126 Lawrence street, northwest corner (Block 147, part of Lot 36), Borough of Brooklyn.

APPEARANCES—

For Applicant: Jesse Whitworth.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (281-42-S)

WHEREAS, this application from a decision of the borough superintendent, affecting premises 57-63 Willoughby street and 118-126 Lawrence street, northwest corner (Block 147, part of Lot 36), Borough of Brooklyn, was granted by the Board on April 17, 1942, on certain conditions, resolution amended on February 16, 1943 and the applicant requested an extension of time, re panic bolts.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on February 16, 1943, only so far as it has reference to the time within which approved type of panic bolts shall be installed, so that as amended, this portion of the resolution shall read:

" * * * that any such panic bolts required to be installed shall be of the approved type and any panic bolts not approved shall be removed within 60 days unless the manufacturer of such bolts obtains a general approval from this Board within 60 days from the date of this *amended* resolution * * *"

MATERIALS SUBMITTED FOR APPROVAL

483-39-SM

APPLICANT—United States Gypsum Company, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution to include approval of Minitmix and Mortaseal—Red Top Ivory Finish Lime, Red Top Grand Prize Finish Lime, Red Top Mason's Hydrated Lime, Red Top General Purpose Hydrated Lime, Red Top Fibered Lime, Samson Mason's Hydrate and Samson Hydrate Finishing Lime, previously approved.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application reopened and referred to the Committee on Tests for test and report.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

179-39-SM

APPLICANT—Anti-Hydro Waterproofing Company, owner.

SUBJECT—Anti-Hydro Integral Waterproofing Compound.

APPEARANCES—

For Applicant: M. W. Meyer.

ACTION OF BOARD—Material approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (179-39-SM)

WHEREAS, the Anti-Hydro Waterproofing Company, owner, filed on February 14, 1939, an application with the Board of Standards and Appeals for approval of the ma-

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terial known as the Anti-Hydro Integral Waterproofing Compound; and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

May 5, 1943.

Re: Cal. 179-39-SM

Subject: Anti-Hydro Integral Waterproofing Compound, approval of.

The Anti-Hydro Waterproofing Company of New York filed an application with the Board of Standards and Appeals under the requirements of C26-178.0,b for the approval of their integral waterproofing compound for waterproofing masonry mortar (having no lime), for cement stucco (having no lime), for hardening and internally curing concrete floors and for use in waterproofing of portland cement mixtures requiring waterproofing.

COMPOSITION

The identification analysis of Anti-Hydro waterproofing compound, item 24, Bureau of Standards R.P. #394 indicates that it is a light yellow colored liquid with a small amount of flocculent precipitate. It contains about 73% water, the remainder is calcium chloride and less than 1% of a saponifiable resinous material.

TESTS

Tests for waterproofing qualities of this material were made at the Bureau of Standards and identified as items 24 and 47 in R.P. #394 as follows:

Table #1, 1:3:6 concrete, compressive strength 3" x 6" cylinders.

Number	7 days p.s.i.	28 days p.s.i.	1 year p.s.i.
Standard	840	1780	2900
24	970	1910	3090

Anti-Hydro group identified in the report as compound #47 and used in cement dampproofing as a binder proved an efficient dampproofing material and when covered with an Anti-Hydro treated cement and sand surface coat produced an impervious installation.

The reported results of a one year test on compounds 47 and 24 were that the specimens tested were impermeable.

Parallel tests of concrete specimens gauged with plain water and companion specimens gauged with anti-hydro and performed by E. L. Conwell, Lab. #69740, for a 4" slump and with 1 part of Anti-Hydro used to 10 parts of water gave the following results:

COMPRESSION TESTS

Standard 6" x 12" Cylinder Specimens

(Each value is av. of 3 specimens in lbs. per sq. in.)

Proportion	1-2-4	1-2-4	1-1½-3	1-1½-3
Gauging	Plain	Anti-Hydro	Plain	Anti-Hydro
1 Day	778.0	958.0	1206.0	1445.0
2 Days	1161.0	1525.0	1690.0	1971.0
3 "	1373.0	1898.0	1961.0	2151.0
4 "	1409.0	1915.0	1983.0	2220.0
5 "	1414.0	1938.0	2077.0	2384.0
6 "	1457.0	1991.0	2185.0	2401.0
7 "	1486.0	2028.0	2206.0	2416.0
14 "	1997.0	2903.0	3019.0	3399.0
28 "	2381.0	3030.0	3498.0	3606.0

Tests were also performed by E. L. Conwell & Co., Lab. #92350, to determine the effect on compressive strength and the action on embedded steel with results as follows:

COMPRESSIVE STRENGTH

(lbs. per sq. in.)

Slump—4"

(each value is an average of 3 tests)

Proportion	1-2-4	1-2-4	1-1½-3	1-1½-3
Gauging	Plain	Anti-Hydro	Plain	Anti-Hydro
Water				
Age—days				
1	725.0	1017.0	1306.0	1561.0
2	1214.0	1680.0	1723.0	1949.0
3	1331.0	1937.0	1991.0	2167.0
4	1466.0	1984.0	2037.0	2195.0
5	1450.0	2010.0	2178.0	2361.0
6	1503.0	2065.0	2305.0	2429.0
7	1592.0	2243.0	2295.0	2542.0
14	1960.0	3105.0	2913.0	3214.0
28	2439.0	3227.0	3454.0	3693.0

Anti-Hydro showed decided increased strength over concrete gauged with plain water at each period.

TESTS OF ACTION OF ANTI-HYDRO ON EMBEDDED STEEL

Lab. No. 92360

16 gauge metal lath was embedded in concrete of two proportions containing Anti-Hydro and without Anti-Hydro. This steel was embedded in 6" x 6" x 4" prisms 2 inches from the surface and exposed to weather.

Specimens were broken weekly up to four weeks and at seven months and the embedded steel examined. Specimens exposed to the weather up to four weeks showed no sign of corrosion on the steel in mixes containing plain water and Anti-Hydro.

Parallel tests were also made by the U. S. Engineer (10/4/42) with a constant water ratio of 6.75 gal. the sack to observe the effect of the slump with results as follows:

WITHOUT ANTI-HYDRO

Slump, inches	Wt. (Lbs.) Per Cu. Ft.	Strength, #/sq. in. 7 days	28 days
2.0	151.1	2440	3560
2.0	151.1	2420	3820
2.25	151.1	2440	3540
Average 2.08	151.1	2433	3640

WITH 1½ GAL. ANTI-HYDRO/CU. YD.

Slump, inches	Wt. (Lbs.) Per Cu. Ft.	Strength, #/sq. in. 7 days	28 days
2.75	150.1	2650	3780
3.00	150.6	2670	3700
3.00	151.7	2560	3640
Average 2.92	150.8	2627	3707

A constant w/c ratio of 6.75 gals. per sack was used throughout the test, with Anti-Hydro liquid replacing a like amount of water in the mixes containing this mixture. The slump of the concrete was allowed to vary in accordance with the properties of the Anti-Hydro.

Tests were also conducted for the purpose of determining the degree of bond possible between a layer of poured concrete used as a topping over an existing concrete floor slab by Raymond G. Osborne Laboratories Report dated February 11, 1936, and shear tests on the same specimens made by the Smith-Emery Laboratories Report dated February 10, 1936 were made by the operating laboratories, each reporting as follows:

RAYMOND G. OSBORNE LABORATORY

The shear tests were made on the blocks when 13 days old. Seven blocks were tested and in each case the failure was in the old concrete of the slab. When the assumption is made that the total load in each case was resisted uniformly by the total area of 144 sq. inches the average shear developed was about 300 pounds per square inch.

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Preparation of the Surface of the Slabs:

The slab had previously been prepared to receive this concrete by first removing the old finish of about 1" and also the softer filler layer. The under surface was then picked and roughened, all loose dust and broken fragments removed by compressed air. This surface was then cleaned with clear water and the liquid was swept up. Finally a thin neat cement grout was mixed with Anti-Hydro admix according to the instructions of factory representative. This grout was brushed over the surface vigorously by hand with a stiff brush, in order to lift the air and dust into the body of the grout.

Conclusion:

This test amply demonstrates that the poured topping can be bonded as an integral part of the old floor slab and that the bond at this age is stronger than the original concrete.

SMITH-EMERY LABORATORY

The surface of the existing floor had been removed and the surface of the old concrete roughened and the new floor applied.

The specimens were 12" x 12" x 4" thick and were tested at the building to test the bond in shear between the old and the new flooring. The tests were made by placing a hydraulic jack against a reaction bar and applying the load, as near as possible, against the shear line of the specimen. The results were as follows:

Mark	Area	Maximum Load Lbs.	Per Sq. Inch Total Load Lbs.
Sample #1	144	40964	284
#3	144	40964	284
#6	144	40425	281
#7	144	49049	340
#8	144	32879	229
#9	144	49588	344
#10	144	39866	277

Remarks:

Sample No. 1 was tested by direct load against the shear line. It was found that the specimen had considerable up-lift and failed in combination tensile shear. The balance of the specimens tested, a shore was placed against the ceiling and against the top of the specimen to eliminate, as far as possible, the up-lift of the specimens in applying the load. The failure in all cases, including specimen No. 1, was in the old concrete. There was no apparent failure of the bond. Samples Nos. 2-4 and 5 were not tested, due to the inability to get sufficient bracing against the reaction bar.

Conclusions:

(In analyzing these results, consideration should be given to the fact that these were practical field tests. While we endeavored to eliminate the up-lift as far as possible, there was, of course, a slight amount of give in the shoring. These factors would influence the results to some degree as progressive failures.)

The applicant was requested by the Committee on Tests to furnish a report on old installations of waterproofing of concrete with Anti-Hydro and such report was compiled by Elwyn E. Seelye & Co., with results of their investigation as follows:

1. I.R.T. Power Station, 59th Street and 11th Avenue. Engineer—George Pegram.

The west wall of the building and part of the south wall were waterproofed with cement-sand-plaster in 1906 after the building was in use. The condenser pits installed in 1917 were waterproofed with integral type. These pits are below the level of mean low water line. The building superintendent stated that there never has been any evidence of leakage at any time since the installation of the waterproofing. There is no evidence of leakage or dampness at the present time.

2. Automobile Club of America Building at 247 West 54th Street, built in 1906. Ernest Flagg, Architect and Weber Construction Co., contractor.

Third floor slab and topping treated with Anti-Hydro waterproofing. Floor was used as a garage and washing of cars, and is being used today as a garage storage and washstand for cars. There is no evidence of leaks after a careful inspection of the top and underside of the floor under wash stand.

3. Packard Motor Co. Building, N. W. Corner of Broadway and 61st Street. Architect, Albert Kahn; Contractor, Thos. B. Leahy. Erected in 1906.

Integral waterproofing used in mass concrete in basement and walls. Inspection showed no sign of dampness or leaks, and no evidence of same in the past.

4. New Jersey Zinc Co. Building, 160 Front Street, N. Y. City. Architect, J. Hardenburgh; Contractor, W. L. Crow Construction Co.

Elevator pit which is 18' 0" below level, in which integral type of waterproofing was used in mass concrete installed in 1918. No signs of leaks or dampness in past, no evidence of any at present.

5. American Bank Note Co. Building at 70 Broad Street. Architect—Kirby, Pettit & Green; Contractors—Hedden Construction Co. Erected 1908.

Basement pits were waterproofed with integral type. No signs of dampness or leaks at any time in the past. Absolutely dry at present.

In each of the above jobs in which Anti-Hydro waterproofing compounds were used, the inspection showed that the materials of the Anti-Hydro Waterproofing Company withstood the test for more than 25 years with no visible evidence of dampness or leaks.

PROPORTIONS OF ANTI-HYDRO COMPOUNDS

Kind of Work	Quantity Anti-Hydro per bbl. cement	Covering Capacity
Waterproofing in mass 1:2:4 concrete	1 gal.	$\frac{2}{3}$ cu. yd concrete
Waterproofing $\frac{5}{8}$ in. plaster coat	1 "	100 to 125 sq. ft.
Waterproofing 1-in. floor topping	1 "	100 to 80 sq. ft.
Waterproofing stucco $\frac{7}{8}$ in.	1 "	100 sq. ft.
Waterproofing brickwork $\frac{3}{8}$ in. joint 1:2	1 "	700 brick of 35 cu. ft.
Dampproofing brickwork $\frac{3}{8}$ in. joint 1:3	1 "	1000 brick or 50 cu. ft.
Dampproofing in cement wash	8 "	2400 sq. ft.—2 coats
Dampproofing in $\frac{3}{8}$ in cement plaster	1 "	150 sq. ft.
Hardening cement floor 1-in. topping	1 "	100 to 80 sq. ft.

Anti-Hydro Compound to be substituted for equivalent amount of water.

RECOMMENDATIONS

On the basis of the foregoing data which indicates that the strength of concrete is not impaired but improved by the use of this material, that good bonding is obtained, that the treating of cementitious material with this material provides impermeable construction

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and that better workability is obtained, the Committee on Tests recommends that the material known as Anti-Hydro Integral Waterproofing Compound be approved under C26-191.0 of the Administrative Building Code as a waterproofing material and internal curing agent for use in concrete, concrete floor topping, portland cement stucco (cement stucco without lime) and cement masonry (cement mortar without lime) when used in accordance with the recommendations of the manufacturer and under the pertinent provisions of the Administrative Building Code.

It is further recommended that each container be stamped, marked or labelled reading as follows: "Approved by the Board of Standards and Appeals for use in New York City under Cal. No. 179-39-SM."

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

and

WHEREAS, this report recommended the approval of this material.

Resolved, that the Board of Standards and Appeals does hereby *approve* the material known as the Anti-Hydro Integral Waterproofing Compound, *on condition* that the material be manufactured, used and labelled, stamped or tagged in accordance with above report.

Adjourned: 5:10 P. M.

JOSEPH J. DOYLE, Chief Clerk.

*CORRECTION

The minutes of the meeting of the Board of Standards and Appeals held on July 8, 1941, as they appeared in Bulletin No. 28, Vol. 26, are hereby corrected to read as follows:

THE RESOLUTION—

(718-28-BZ)

WHEREAS, this application, under section 21 of the building zone resolution, to permit in a residence use district the alteration and change of occupancy of a building occupied as stores and gasoline service station to a building to

be used as stores throughout, was granted by the Board February 19, 1929, on certain conditions; the resolution amended July 22, 1930; and

WHEREAS, 1540 Grand Concourse Corporation, owner, requested reopening of the application under section 21 of the building zone resolution, to permit in a residence district the use of one of said stores as a restaurant premises 1532-1544 Grand Concourse, east side, 268.82 south of Mt. Eden avenue (Block 2821, Lot 13), Borough of the Bronx; and

WHEREAS, this application was reopened by vote of Board May 13, 1941, subject to usual procedure; and

WHEREAS, the public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting, July 8, 1941, after due notice by publication in Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the building zone resolution show that Grand Concourse and Sheridan avenue are in residence use districts; Mount Eden avenue and East 172nd street are each in residence and business use districts; and

WHEREAS, the decision of the borough superintendent, Alt. Application No. 248-1941, dated May 5, 1941, reads:

"1. Objection No. 1 of April 7th, still not complied with. Proposed change in occupancy for restaurant is contrary to Resolution approved by the Board of Standards and Appeals, under Cal. 718-1928-BZ."

and

WHEREAS, the existing building is of Class 3 construction, 108.6 ft. front by 63 ft. in depth and one story in height. It is proposed to use one of a group of stores in a business building (previously granted by the Board) as a restaurant; which restaurant use is contrary to the resolution adopted by the Board.

Resolved, that the Board of Standards and Appeals do hereby *amend* the resolution adopted on February 19, 1929, as amended by resolution adopted by the Board on July 22, 1930, by adding thereto:

"That in the event the owner desires to occupy the store as indicated on revised plans marked 'Revised May 28, 1941' as a Chinese-American restaurant, such use may be permitted, provided the front of the store is not altered further and that no signs shall be erected except a sign in the space above the entrance, not illuminated, and that all existing roof signs and signs attached to the parapet shall be removed, leaving the building only signs advertising the store uses the spaces above the store windows and below the lower belt course of the parapet, and such other signs as are permitted by the resolution adopted as amended July 22, 1930 permitting such use."

*Correction—The date "1939" changed to "1930" in last line of resolution.

WARNING

Notice is hereby given to all appellants and applicants, and to all lawyers, architects and engineers representing owners or lessees in proceedings before the Board—

First, That if they do not appear in person or by representative at the hearing of their case, dismissal for lack of prosecution is likely to result.

Second, That due and ample notice of the date set for hearing is provided in the publication in this BULLETIN of the calendars of the Board, each case being set down by Calendar Number and the premises under the date of the hearing.

Third, That no plea of ignorance of the date of the hearing can be entertained in view of this publication and of the posting of the calendars on the bulletin board in the

offices of the Board and of the further publication of calendars in the daily press.

Fourth, That no one is entitled to written notice of date for the hearing in his case, and that the plea of failure to receive such notice is no excuse for neglect to appear.

Fifth, That the business of the Board is to dispose of cases promptly; therefore, no appeal or application will be held in abeyance by reason of failure of the appellant or applicant to file necessary data, or by any other method of delay.

Sixth, That no appeal or application will be accepted for filing unless, at the time of filing, all papers, plans and data required by law are supplied, as specified on the blank appeal or application forms.

RULES

Fire Drill Rules, Adopted By the Board of Standards and Appeals, October 5, 1923

(593-23-SR)

DEFINITION OF "FIRE DRILL."

The method and practice of the systematic and orderly evacuating of a building by its occupants in case of emergency, fire or fire in the least possible time—by the nearest safe means of exit—and the use of fire appliances which shall be provided for the extinguishing or retarding of fire and the safeguarding of human life.

Rule 1. In all buildings as defined in Article 1, Section 10 of the Fire Law in which fire drills are required pursuant to Section 279 thereof and in any other building in which such drills are required by the Fire Commissioner pursuant to the power conferred in section 491 of the New York City Charter, it shall be the duty of the owners, lessees or tenants to conduct fire drills monthly and at such other times as the Fire Commissioner may direct.

For the purpose of conducting such fire drills the owner or tenant shall appoint from among their employees such reliable and dependable persons, male or female, who shall efficiently perform the duties of the various positions of the fire drill organization, as specified on the accompanying chart.

It shall be the duty of the owner or tenant to enter in the blank spaces provided for that purpose in said chart the names of persons so selected and post said chart and copies of the rules in a conspicuous place.

FIRE DRILL ORGANIZATION

Personnel of concern
Building No.....Story.....

FOREMAN OR PERSON IN CHARGE

Regular Substitute

WATCHMAN

.....
.....

MALE SEARCHER

.....

FEMALE SEARCHER

.....

STREET ALARM BOX RUNNER

.....

FIRE BRIGADE

.....

.....

EXIT GUARDS

Exit.....
".....
".....
".....
".....
".....

SQUAD MONITORS

.....Squad No. 1.....
....." " 2.....
....." " 3.....
....." " 4.....
....." " 5.....
....." " 6.....

Rule 2. Duties of Foreman.

The Foreman or Person in Charge shall direct, enforce and have full charge of the "Fire Drill" in every factory on each floor. Each day before work is begun he shall see that extinguishers, fire hose, fire buckets, etc., are in readiness for use, exit doors are unlocked, aisles are free from obstruction, that stairways, halls, etc., are properly lighted, and shall remedy any dangerous condition found to exit. Immediately after work is commenced he shall check up the Fire Drill Organization list and note if the regularly assigned persons are present; if any are found to be absent, he shall assign other employees (if practicable) to perform their duties.

He shall immediately notify new employees of the existence of the Fire Drill Organization and give them the necessary instructions as to the duties they are to perform, etc.

He shall be familiar with the operation and location of the interior alarm signal box on his floor.

He shall listen for the test signal each morning at the appointed hour and in the event of the test signal not being heard he shall communicate with the superintendent or other person in charge of the building and advise him of the fact. The (Floor Captains) Foreman's orders are final as to the carrying out of the fire drill on his particular floor.

Rule 3. Duties of Watchmen.

The WATCHMEN shall see that all doors and windows are closed so as to prevent the spread of fire. The WATCHMEN shall be the only persons permitted to remain on the floor during the progress of a fire drill and do so at their own risk. For ordinary purposes only one watchman and a substitute shall be designated. In special cases, however, extra watchmen may be assigned by consent in writing from Fire Commissioner.

Rule 4. Duties of Searchers.

The MALE AND FEMALE SEARCHERS shall search all toilets, dressing rooms and emergency rooms used and frequented by their sex and all other portions of the floor and order all persons, except those authorized to remain, to leave the premises. They are to take care of and assist all persons who may faint or be disabled.

SEARCHERS shall leave the floor immediately after the last squad leaves.

Rule 5. Duties of Street Alarm Box Runner.

The STREET-ALARM-BOX-RUNNER shall be familiar with the location of the nearest city fire alarm box and know how it is operated.

In ordinary practice fire drills the STREET-ALARM-BOX-RUNNER shall report to the Foreman for orders, and if his services are not required he shall promptly file out of the premises with the other occupants.

Only when a fire actually occurs on his floor, or when ordered to do so by the Foreman, shall the STREET-ALARM-BOX-RUNNER proceed to the street alarm box and send in the fire alarm.

RULES

Rule 6. Duties of Fire Brigade.

The fire brigade shall have full charge of the operation of all auxiliary fire fighting apparatus and shall endeavor to extinguish, or at least hold in check until the arrival of the fire department, any fire that may occur. When it is necessary for the fire brigade to respond to different floors in the building they shall not use the stairways or fire escapes while the occupants are escaping from the premises.

Rule 7. Duties of Exit Guards.

The EXIT GUARDS shall station themselves at all exit doors leading to fire escapes, stairways and other means of escape immediately upon the sounding of the alarm. There shall be two guards for each exit, if practicable; one to stand in the hallway holding back the door and the other directly inside on the floor. They are to keep the exit doors open and direct the movements of the persons using these exits and prevent congestion.

EXIT GUARDS shall remain at their stations until all of the occupants of the building have passed their station. Then close their doors and pass out of the building. Upon signal for the occupants to return, EXIT GUARDS shall take their designated stations and remain there until all persons have returned to their respective floors.

Rule 8. Duties of Squad Monitors.

The SQUAD MONITORS, as soon as the alarm is sounded, shall see that the employees under their charge quickly form into line, two abreast, and numbering not more than thirty to each squad. They shall see that all aisles and passageways are cleared of obstructions.

Note: Chairs, stools, baskets, etc., should be pushed under or placed on top of work benches.

MONITORS shall proceed at the head of their respective squads to the exit assigned, and then march up or down the stairs or to other exits as directed by the EXIT GUARDS.

On reaching the sidewalk MONITORS shall keep their squads in order and lead them a reasonable distance from the building, so as not to cause congestion and interference with fire apparatus. When the proper signal is given they shall return to their respective floors at head of their squads.

MONITORS will at all times see that those under their charge conduct themselves in a respectable and orderly manner.

Rule 9. Holding of Drills.

FIRE DRILLS shall be held at least once each month at varied hours of the day, and all of the occupants shall participate therein simultaneously. Such drills shall conduct all occupants to a place of safety.

Where dual operation interior fire alarm systems are installed as permitted under Rule 11 of the interior fire alarm rules of the Board of Standards and Appeals, the fire drill conducted each month shall include all of the persons on the premises engaged at work for a factory,

and drills shall be conducted at least twice each year which all of the persons on the premises shall participate simultaneously.

Rule 10. Duties of Owner.

It shall be the duty of the OWNER, LESSEE OR TENANT OF THE BUILDING or his authorized agent or their representatives to personally observe that "Fire Drill" is held simultaneously on every floor of building and the participation therein of every occupant of such building. Any FIRE DRILL in which all of the occupants do not participate shall not be considered as complying with the LAW, except as otherwise provided in these rules.

The person or persons representing the OWNER, LESSEE OR TENANT, who supervises the FIRE DRILL at the building shall submit to an examination by the Division of Fire Prevention as to their experience, general fitness for such duties, and shall be so certified in writing by the FIRE COMMISSIONER.

Rule 11. Duties of Engineer.

It shall be the duty of the ENGINEER, SUPERINTENDENT or other PERSON IN CHARGE of a building having an interior fire alarm system to test such system daily immediately after the beginning of business, and see that all apparatus operated by springs requiring winding are rewound after each alarm and kept in normal condition for operation.

Whenever it is necessary to test the fire alarm system at any other time of the day, owing to repairs, etc., being made, the PERSON IN CHARGE OF BUILDING shall first notify all Foremen of the several floors of the building of the intended test and likewise notify them when the repairs are completed. This precaution is taken to prevent confusion and excitement, also misunderstanding of the alarm signals.

It shall also be the duty of the PERSON IN CHARGE OF BUILDING to sound the interior alarm system at irregular intervals, but not less than once each calendar month, for the purpose of holding practice fire drills. The PERSON IN CHARGE shall keep on the premises a record of such drills showing the date when held and the required time for the occupants to reach the street or a point of safety outside the building.

The PERSON IN CHARGE OF BUILDING shall immediately acquaint new tenants of the existence of "Fire Drill" Organization and its purport.

Rule 12. Registration.

The name and address of every person, corporation or co-partnership, that will, under professional service, carry on the trade, business or calling of establishing, maintaining or supervising the "Fire Drill" shall be registered in the Fire Department, which Department shall, upon evidence of fitness, grant a certificate to that effect.

NOTICE

Copies of the Official Directory of the City of New York for the year 1943 (The Little Green Book), containing the latest authentic information in relation to City, State and Federal Departments, Bureaus, Offices and

Courts, are now on sale at the office of the Supervisor of the City Record, Room 2213, Municipal Building, Manhattan. Price 50 cents; by mail, five cents per copy must be added for postage.

BULLETIN

OF THE

BOARD OF STANDARDS AND APPEALS

CITY OF NEW YORK

Issued under authority of Chapter 27, Section 665 of the Charter of the City of New York.

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V. XXVIII

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No. 22

DIRECTORY

BOARD OF STANDARDS AND APPEALS

HARRIS H. MURDOCK, Chairman

BERNARD A. SAVAGE

CHARLES M. BLUM

CHIEF JOHN E. GUNN

JOSEPH J. DOYLE, *Chief Clerk*

OFFICE—Municipal Building, Rooms 1000 to 1018.

TELEPHONE—WOrth 2-5600.

OFFICE HOURS FOR PUBLIC—9 a. m. to 4 p. m.

Saturdays 9 a. m. to 12 noon.

Address all communications to the Chairman

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All hearings are held in Room 1013, Municipal Building,
Borough of Manhattan.

HOURS OF CONSULTATION

10 A. M. to 1 P. M.

Any person desiring to consult the chairman or the en-
gineers, pertaining to the work of the board, will be seen
only between the hours of ten in the morning and one in
the afternoon—Saturdays excepted.

NOTICE TO APPELLANTS AND APPLICANTS

No appeal or application will be entertained in connection
with which court proceedings are pending or in progress,
unless exception is granted by the chairman, nor accepted
which is not filed within thirty days from the date of the
action of the Administrative Official.

Any communication purporting to be an appeal or appli-
cation shall be regarded as a mere notice of intention to
seek relief until it is filed on the form required by the rules
of this board.

Upon receipt of any such communication the writer will
be supplied with the official forms for presenting his appeal
or application.

At the time of filing an appeal or application, the appel-
lant or applicant shall forward a signed notice of appeal
addressed to the administrative official (either commissioner
of buildings or fire commissioner) and file with this board
a duplicate of said notice.

Appellants and applicants are advised that their plans
must indicate the points of the compass so as to establish
the true location and position of the property, the subject
of the appeal or application.

Appeals and applications will be simplified and disposition
of same expedited by conforming to these directions.

HARRIS H. MURDOCK, *Chairman*.

CALENDAR

DOCKET

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249-43-A—F.D.—108 Provost street, east side, 50 ft. south of Freeman street (Block 2515, Lot 1), Borough of Brooklyn, 94576-C.

250-43-A—H.B.Bx.—1600 Stillwell avenue and 1600 McDonald street, southeast corner (Block 4223, Lot 1), Borough of The Bronx, Decisions re Certificates of Occupancy.

251-43-A—F.D.—120-126 Sutton street, east side, 180 ft. south of Norman avenue and 661-673 Morgan avenue (Block 2659, Lot 16), Borough of Brooklyn, Decision re 93774-L.C.

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79-43-A—H.B.R.—195 Victory boulevard, north side; 149.96 ft. east of Pike street (Block 33, Lot 33), Tompkinsville, Borough of Richmond, B.N. 41-43.

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Fire Alarm Rules (Interior)	Apr. 7, 1942—Vol. 27, No. 1
Fire Drill Rules	May 25, 1943—Vol. 28, No. 1
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Approved appliances and materials are printed in Supplement to the Bulletin of November 25, 1941, 26, No. 47-A.

JUNE 8, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing Tuesday morning June 8, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

793-42-BZ—Application, November 12, 1942, under section 7h of the zoning resolution, of John C. Wandell, applicant, on behalf of Carmine Imbriale and Marie Imbriale, owners, to permit in a business use district, for a term of five years, the parking and storage of more than five motor vehicles; premises 20-30 Bay Ridge avenue, south side, 8 ft. 8½ in. west of Narrows avenue (Block 5868, Lot 1), Borough of Brooklyn.

836-42-BZ—Application of Harry Yahr, applicant and lessee, on behalf of The Gerry Estates, Inc., owner, opened May 4, 1943, under section 7h of the zoning resolution, to permit in a retail-1 use district, for a term of two years, the parking and storage of more than five motor vehicles (previously denied); premises 108 West 41st street, south side, 125 ft. west of Sixth avenue (Block 993, Lot 38), Borough of Manhattan.

CALENDAR

43-BZ—Application, April 5, 1943, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Meta Twinen, owner, to permit in residence use district, the conversion of occupancy of building occupied as a shoe factory to a junk shop; premises 220-230 (224-228 displayed) Ashford street, west side, 108 ft. 3 in. south of Atlantic avenue (Block 3967, Lot 25), Borough of Brooklyn.

43-BZ—Application, March 5, 1943, under section 7c of the zoning resolution, of George H. Cohn, applicant, on behalf of Crew Levick Corporation, owner (Morris Smith, lessee), to permit partly in a business use and partly in a residence use district, the extension of an existing gasoline service station and also the inclusion of the use of parking and storage of more than five motor vehicles; premises 1775-1785 59th street and 5814-4 18th avenue, northwest corner (Block 5504, Lots 44 and 45), Borough of Brooklyn.

41-BZ—Application, November 14, 1941, under section 7c of the zoning resolution, of Louis A. Kiesewetter, applicant, on behalf of The Texas Company, owner, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station; premises 736-746 Linden boulevard and 804 Utica avenue, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn.

Appeal from Administrative Decision.

42-A—796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block No. 4675, Lot No. 6), Borough of Brooklyn, Misc. 8575-41.

HARRIS H. MURDOCK, *Chairman.*

JUNE 8, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, June 8, 1943, at 2 o'clock in Room 3, Municipal Building, Manhattan, on the following matters:

Appeals from Administrative Decisions.

42-A—1632 Glover street, east side, 40.9 ft. south of Little Hill avenue (Block 3990, Lot 33), Borough of Bronx.

42-A—1630 Glover street, east side, 67.9 ft. south of Little Hill avenue (Block 3990, Lot 32), Borough of Bronx.

43-A—323-335 East 44th street, north side and 322-4 East 45th street, south side, 175 ft. west of First avenue (Block 1337, Lot 4), Borough of Manhattan.

43-S—213-221 Duffield street, east side, 100 ft. south of Villoughby street and 110-114 Willoughby street (Block 17, Lot 18), Borough of Brooklyn.

43-A—785 Westchester avenue, west side, 272.46 ft. north of Tinton avenue (Block 2655, Lot 22), Borough of The Bronx.

42-A—755 East 134th street, north side, 100 ft. west of Willow avenue (Block 2563, Lot 45), Borough of Bronx.

43-A—45-14 51st street, west side, 100 ft. south of Queens boulevard (Block 1382, Lot 54), Woodside, Borough of Queens.

43-A—1185-1223 Flushing avenue, southwest corner of Harrison place (Block 3007, Lot 3), Borough of Brooklyn.

43-A—61 Liberty avenue, northeast corner of Watling street (5th floor); (Block 3491, Lot 1), Borough of Brooklyn.

224-43-A—22-14 40th avenue, southwest corner of 23rd street (Block 409, Lot 27), Long Island City, Borough of Queens.

228-43-A—35-04 160th street and 159-14 35th avenue, southwest corner (Block 5279, Lots 49 and 53), Flushing, Borough of Queens.

35-43-S—38 West 38th street, south side, 412 ft. east of Sixth avenue (Block 839, Lot 63), Borough of Manhattan.

229-43-A—47-02 31st place, southwest corner of 47th avenue (Block 281, Lot 1), Long Island City, Borough of Queens.

202-43-S—47-02 31st place, west side, between 47th avenue and 48th avenue (Block 281, Lot 1), Long Island City, Borough of Queens.

221-43-S—468-486 Vanderbilt avenue, west side, 257 ft. 7 in. north of Atlantic avenue (Building 3); (Block 2009, Lot 1), Borough of Brooklyn.

220-43-S—505 Clermont avenue and 783 Atlantic avenue, northeast corner (Building 1); (Block 2009, Lot 1), Borough of Brooklyn.

Materials for Approval.

1274-39-SM—Embeco (Metallic Powder) Admixture to Concrete.

901-42-SM—Onyx Fireproof S P Compound.

HARRIS H. MURDOCK, *Chairman.*

JUNE 15, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning June 15, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

389-42-BZ—Application, May 12, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Dominick Carl Carena, owner, to permit in a business use district, the alteration and extension of an existing gasoline service station; premises 8216-8220 Astoria boulevard and 2408-2412 83rd street, southwest corner (Block 1094, Lot 6), Jackson Heights, Borough of Queens.

1192-40-BZ—Application of Earl L. Bergoff, applicant and lessee, on behalf of Central Savings Bank, owner, reopened February 2, 1943, under section 21 of the zoning resolution, to permit in a business use district, the use of part of a plot now occupied for the parking and storage of more than five motor vehicles (previously granted by the Board for a temporary period) for the display and sale of used cars; premises 312-338 West 59th street, south side and 315-347 West 58th street, north side, 200 ft. east of Ninth avenue (Block 1049, Lots 9 and 44), Borough of Manhattan.

137-43-BZ—Application, March 29, 1943, under section 21 of the zoning resolution, of Ocean View—The Cemetery Beautiful, Inc., applicant and owner, to permit in a residence use district, the erection and maintenance of an accessory building to a cemetery—the building to be used as a five-car garage and utility building; premises 3331 Amboy road, north side, 1,365 ft. west of Montreal avenue (Block 4535, Lot 1), Oakwood Heights, Borough of Richmond.

10-43-BZ—Application, January 5, 1943, under section 7h of the zoning resolution, of William A. Eckert, applicant, on behalf of Estate of Annie Gibney, owner (Title Guarantee and Trust Company, Administrator); (Maple

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Grove Parking Co., Inc., lessee), to permit partly in a business use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 137-52 to 137-70 Queens boulevard and the west side of 85th avenue, between Queens boulevard and 137th street (Block 9650, Lot 31), Jamaica, Borough of Queens.

137-26-BZ—Application of Arnold W. Lederer and James W. McGrath, applicants, on behalf of Rose Morizio, owner, reopened June 10, 1941, under sections 7f, 7c and 21 of the zoning resolution, to permit for a stated term of years, partly in a business use and partly in a residence use district, the erection and maintenance of an extension to an existing garage for more than five motor vehicles; premises 8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn.

Appeal from Administrative Decision.

86-42-A—8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn (under section 36, General City Law—re erection of building fronting only on a private right of way not on the city map).

HARRIS H. MURDOCK, *Chairman.*

JUNE 15, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday afternoon, June 15, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:*

Appeals from Administrative Decisions.

746-42-A—241 West 72nd street, north side, 280 ft. in. west of Broadway (Block 1164, Lot 15), Borough Manhattan.

95-43-S—45-17 Pearson street, east side, 150 ft. south of Northern boulevard (Block 84, Lot 11), Long Island City, Borough of Queens.

121-43-A—237-241 (233 displayed) Westminister road, east side, 300 ft. south of Beverly road (Block 5143, Lot 4).

HARRIS H. MURDOCK, *Chairman.*

JUNE 22, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday morning, June 22, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:*

Zoning Application.

31-43-BZ—Application, January 19, 1943, under section 7c of the zoning resolution, of William V. McDevitt, applicant, on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the alteration and extension of an existing gasoline service station, to be used as gasoline service station, office, lubricatorium and auto laundry; premises 76-88 Grand street extension and 277-283 South 3rd street, southeast corner (Block 2422, Lots 34 and 35), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

MINUTES

BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

TUESDAY MORNING, MAY 25, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

The minutes of the regular meetings of the Board held on Tuesday morning, May 18, 1943, and Tuesday afternoon, May 18, 1943, were approved as printed in Bulletin No. 21, Volume 28.

ZONING CASES

32-43-BZ

APPLICANT—Victor Breitfeller, owner.

SUBJECT—Application (decision of the borough superintendent) under section 7h of the zoning resolution, to permit partly in a business use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles to be used (without charge) by the employees of an aircraft plant in the vicinity.

PREMISES AFFECTED—187-29 to 187-41 Jamaica avenue, north side, 100 ft. east of 187th place, 91-21 187th place and 91-22 to 91-32 188th street, northwest corner of Jamaica avenue (Block 9910, Lot 1), Hollis, Borough of Queens.

APPEARANCES—

For Applicant: Leon E. Borden.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition. and

THE VOTE—

Affirmative: Chairman Murdock, Commissioner Savage and Blum and Deputy Chief Gunn.

Negative

THE RESOLUTION (32-43-BZ)

WHEREAS, Victor Breitfeller, owner, filed January 1943, an application under section 7h of the zoning resolution, to permit partly in a business use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles to be used (without charge) by the employees of an aircraft plant in the vicinity; premises 187-29 to 187-41 Jamaica avenue, north side, 100 ft. east of 187th place, 91-21 187th place and 91-22 to 91-32 188th street, northwest corner of Jamaica avenue (Block 9910, Lot 1), Hollis, Borough of Queens; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting May 25, 1943, after due notice by publication in Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Jamaica avenue is in a business use district; 187th place is in a residence and business use district and 188th street is in a residence and business use district; and

WHEREAS, the decision of the borough superintendent Misc. Applic. 5595-42, dated January 8, 1943, reads:

"1. The proposed use of the above located premises said premises being within a business and residence use district, for parking of motor vehicles is contrary to Article 2, Sections 3 and 4 of the Building Zone Resolution."

MINUTES

WHEREAS, the applicant states that the premises consist of an irregular shaped plot of ground having a frontage of 51 ft. on 188th street, 186 ft. on Jamaica avenue and 67 ft. on 187th place; that the southerly portion of the plot (with a distance of 100 ft. from Jamaica avenue), is in a business use district and the remainder of the plot is in a residence use district and that it is proposed to use the plot, for a term of two years, for the parking and storage of more than five motor vehicles—to be used (without charge) by the employees of an aircraft plant located in the vicinity;

WHEREAS, the premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, that Board deemed that this was a proper case in which to exercise discretion to grant under section 7, division h, of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution, and that the application be and it hereby is *granted* under section 7h thereof, to permit the premises to be occupied for the parking of motor vehicles, *on condition* that such motor vehicles shall be only those which are owned and operated by the employees of the Ranger Aircraft Corporation located at Jamaica avenue and 184th street; that such motor vehicles shall be of the motor car type only; that the former use of the sale of cars shall be abandoned and no other use shall be permitted on the plot, except the parking herein permitted; that no buildings shall be erected, except that there may be a structure not over 100 sq. ft. in area and not over 10 ft. in height to be occupied solely as a shelter for the attendant; that such shelter may be of frame, located near Jamaica avenue; that the plot shall be leveled substantially to the grade of the surrounding streets and shall be surfaced with clean gravel, steam cinders or other suitable material properly rolled and treated with a binder; that on the interior lot line to the north and on the street building lines, there shall be erected a fence of the chain link type with posts not less than 6 ft. in height with no openings therein except two to Jamaica avenue not over 15 ft. in width each with curb-cut opposite of similar width and a 15-ft. opening to 187th place, adjacent to the existing fence of the adjoining gasoline service station with 15-ft. curb-cut opposite; that such openings in the fence shall be topped with metal frame gates; that such gates shall be closed except when the plot is being occupied for parking motor vehicles, as herein permitted; that such portable fire-fighting appliances shall be maintained as the commissioner shall direct; that no signs shall be erected on the premises, except that there may be a sign at each entrance not over 10 sq. ft. in area attached to the fence indicating that these premises are for the private parking of motor vehicles belonging to the employees of the Ranger Aircraft Corporation; that adequate bumpers shall be maintained against the fence for protection to same, except that along the line adjacent to lot 21, there shall be maintained a planted area 5 ft. in width and that such planted area shall be protected by a curbing and shall be planted with suitable hedge material not less than 5 ft. in height; that the aisles shall be maintained at all times for easy entrance and egress; that there shall be no storage of motor vehicles and parking only for which no fee is charged, shall be permitted; that all permits shall be obtained and all work completed within three (3) months from the date of this resolution.

3-BZ

APPLICANT—Sidney L. Strauss, for Elsie Plotkin, owner.

SUBJECT—Application (decision of the acting borough superintendent) under section 21 of the zoning resolution, to permit in a residence use and also G

area district, the maintenance of an accessory garage which is located less than five (5) feet from the side and rear lot lines of the plot.

PREMISES AFFECTED—176-08 Kildare road, south side, 44.41 ft. east of Utopia parkway (Block 7236, Lot 29), Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: Sidney L. Strauss and Samuel Plotkin.

For Opposition: W. A. Kowalke.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (72-43-BZ)

WHEREAS, Sidney L. Strauss, for Elsie Plotkin, owner, filed February 18, 1943, an application under section 21 of the zoning resolution, to permit in a residence use and also G area district, the maintenance of an accessory garage which is located less than five (5) feet from the side and rear lot lines of the plot; premises 176-08 Kildare road, south side, 44.41 ft. east of Utopia parkway (Block 7236, Lot 29), Jamaica, Borough of Queens; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting, May 25, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district map accompanying the zoning resolution shows that Kildare road is in residence use and G area districts; Utopia parkway is in residence use and G area districts and Edgerton place is in residence use and G area districts; and

WHEREAS, the decision of the borough superintendent, dated February 2, 1943, reads; re M. Applic. 6096-42:

"1. The location of a garage in a "G" area district less than five (5) feet from the side and rear lot lines is contrary to section 16B of the Zoning Resolution. Not further considered."

and

WHEREAS, the applicant states that the premises consist of an irregularly shaped plot having a frontage of 51 ft. and a maximum depth of 144 ft.; that upon the front of the plot is a 2½ story, frame, private residence, 25 ft. by 27 ft. in area and upon the northerly rear of plot is a frame accessory garage, 11 ft. by 19 ft. in area; that this garage has been relocated without a permit from the Building Department and is now located at a distance of 12 inches from the side and also rear lot lines of the plot—contrary to the Zone Resolution and that it is proposed to maintain the garage upon its present site; and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that the applicant had substantiated a basis of appeal under section 21 of the zoning resolution and was, therefore, entitled to relief on the grounds of practical difficulty and unnecessary hardship.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the area district regulation of the zoning resolution, and that the application be and it hereby is *granted* under section 21 thereof, *on condition* that in all other respects, the dwelling and garage shall comply with all laws, rules and regulations applicable thereto; that all permits shall be obtained and all work completed within three (3) months from the date of this resolution; that a corrected Certificate of Occupancy shall be issued, superseding the present certificates; that on one certificate the occupancy shall include the dwelling and the accessory garage.

MINUTES

90-43-BZ

APPLICANT—Cafiero and Lacerenza, for Agnes Barth, owner (Sam Stein, lessee).

SUBJECT—Application (decision of the borough superintendent) under section 7i of the zoning resolution, to permit in a business use district, the maintenance of a motor vehicle repair shop.

PREMISES AFFECTED—1688 St. Marks avenue (rear of lot), southeast corner of Rockaway avenue (Block 1461, Lot 11), Borough of Brooklyn.

APPEARANCES—

For Applicant: William A. Lacerenza, Joseph Cafiero and Agnes M. Barth.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (90-43-BZ)

WHEREAS, Cafiero and Lacerenza, for Agnes Barth, owner (Sam Stein, lessee), filed March 2, 1943, an application under section 7i of the zoning resolution, to permit in a business use district, the maintenance of a motor vehicle repair shop: premises 1688 St. Marks avenue (rear of lot), southeast corner of Rockaway avenue (Block 1461, Lot 11), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting May 25, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that St. Marks avenue is in a business, unrestricted and residence use district, Rockaway avenue is in a business use district and East New York avenue is in a business and unrestricted use district; and

WHEREAS, the decision of the borough superintendent, dated February 23, 1943, on B. N. Applic. 1738-42, dated February 23, 1943, reads:

"2. The records of this department show that in 1935, by permit 2770, this extension was converted to a two-car garage. To revert as proposed is contrary to Sect. 4(a)(29) of the zoning resolution."

and

WHEREAS, the applicant states that the existing building is of frame and also brick construction, with a frontage of approximately 65 ft. on St. Marks avenue and a depth of 20 ft., one and two stories in height and that it is proposed to maintain the motor vehicle use of the easterly one-story brick extension (22 ft. 6 in. by 20 ft. in area) of the frame, two story, store and dwelling building on the site; and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant under section 7, subdivision i, of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the application of the use district regulations of the zoning resolution, and that the application be and it hereby is *granted* under section 7i thereof, to permit the premises to be occupied for motor vehicle repairing for a term of two (2) years, *on condition* that only such repairing shall be carried on as can be done with hand tools and with motor-driven equipment requiring horse power of not more than $\frac{1}{2}$ h. per machine; that electric welding equipment may be maintained but no acetylene welding shall be carried on; that all work carried on shall be done within the building; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that the ceiling shall be fire-retarded in accordance with the Rules of the Board of Standards and Appeals;

that no signs shall be erected upon the premises, except that there may be a sign on the front of the building or the entrance permanently attached to the building excluding all roof signs and all temporary signs and signs extending beyond the building line; that the rear wall where frame, shall be fire-retarded or brick filled; that in all respects, the building and occupancy shall comply with laws, rules and regulations applicable thereto; that all permits shall be obtained and all work completed within (6) months from the date of this resolution.

APPEALS FROM ADMINISTRATIVE DECISION

774-42-A

APPLICANT—Lama and Proskauer, for Green Bus Lines Incorporated, owner.

SUBJECT—Application for consideration—restoration of the calendar—appeal from a decision of the borough superintendent (appeal previously dismissed for lack of prosecution.)

PREMISES AFFECTED—148-02 to 148-16 147th avenue, south side, from 148th street to 149th street (Block 4233, Lot 1), South Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: Alfred A. Lama.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened, restored to calendar and granted on condition.

THE VOTE TO REOPEN AND RESTORE CALENDAR—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE VOTE TO GRANT ON CONDITION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (774-42-A)

WHEREAS, this appeal from a decision of the borough superintendent, affecting premises 148-02 to 148-16 147th avenue, south side, from 148th to 149th streets (Block 4233, Lot 1), South Jamaica, Borough of Queens, was dismissed for lack of prosecution on April 27, 1943 and the applicant requested a reopening of the appeal and restoration to calendar; and

WHEREAS, the decision of the borough superintendent, dated April 5, 1943 on Alt. Applic. 1636-42 reads:

"3. The area of the structure, exceeds that permitted for a class 3, non-fireproof, garage building (sec. 4 of Building Code)."

and

WHEREAS, the applicant states that the premises consist of a plot having a frontage of 200 ft. on 147th avenue, 40 ft. on 149th street, 536.60 ft. on 148th street and approximately 206 ft. along the southerly lot line, located in an undetermined use, F area district and improved with masonry building, one story in height, approximately 100 ft. by 200 ft. irregular in area, used as a garage for more than five (5) motor vehicles and offices for the Green Lines; and

WHEREAS, it is proposed to extend the existing garage 209 ft. on 149th street, 209 ft. on 148 street and 200 ft. along the southerly lot line as indicated on plans filed with appeal; and

WHEREAS, the applicant contends that it is proposed to eliminate the required fireproof construction and to substitute construction as indicated on drawings filed with appeal; that the proposed form of construction is necessary owing to the limitations on the use of materials as prohibited by the War Production Board.

MINUTES

Resolved, that the decision of the borough superintendent on Alt. Applic. 1636-42, Objection 3, be and it hereby *modified* and that the appeal be and it hereby is *granted* condition that the building shall not be increased in height or area beyond that permitted by the Board under Cal. 727-42-BZ, a resolution of November 10, 1942; that the building shall be of fireproof construction throughout; that the roof beams may be of wood provided they are of fire-proofed wood not less than 8 in. x 8 in. in cross sectional area in accordance with the Code requirements; that the enclosure shall be of approved gypsum plank or concrete plank not less than 1½ in. in thickness; that the roof or other surfacing shall be of an approved tar and slag type; that the subdividing wall shall be maintained and the wood overhead doors shall be removed and any openings maintained shall be equipped with approved steel fire curtains; that steel sash shall be used on the exterior walls in place of the wood sash indicated; that the entrance doors may be of wood; that there shall be no gasoline stored in the building except in the tanks of the busses; that the building throughout shall be equipped with a sprinkler system not more than one source; that such sprinkler system shall be replaced within one (1) year and in the interim such portable fire-fighting appliances of the foam type or equivalent in the opinion of the fire commissioner shall be maintained and used only so long as the building is used as proposed as bus storage garage operated by the Green Bus Lines or successors in the same line of business; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations other than as modified by the Board under Cal. 727-42-BZ.

114-43-A
APPLICANT—John T. Briggs, for Consolidated Biological Products, Inc., owner (Big Top, Inc., lessee).

SUBJECT—Application for consideration—reopening and amendment of resolution—appeal from a decision of the borough superintendent.

PREMISES AFFECTED—109-131 West 50th street, north side, 235 ft. 6 in. west of Sixth avenue and 110-130 West 51st street (Block 1003, Lot 40), Borough of Manhattan.

APPEARANCES—
For Applicant: John T. Briggs.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—
Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (114-43-A)
Whereas, this appeal from a decision of the borough superintendent, affecting premises 109-131 West 50th street, north side, 235 ft. 6 in. west of Sixth avenue and 110-130 West 51st street (Block 1003, Lot 40), Borough of Manhattan, was granted by the Board on May 11, 1943, on certain conditions and the applicant requested an amendment to the resolution.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of May 11, 1943, by adding thereto:

"That the seatings may be 30 inches back to back, on condition that in all other respects, the seating shall comply with the requirements of section C26-729.0 of the Code."

Turned: 11:35 A.M.

JOSEPH J. DOYLE, Chief Clerk.

REGULAR MEETING

TUESDAY AFTERNOON, MAY 25, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

ZONING CASES

855-19-BZ

APPLICANT—Alfred H. Eccles, for Hafner Associates, Inc., owner.

SUBJECT—Application reopened April 27, 1943, for consideration as to an amendment of resolution (decision of the acting borough superintendent) to permit in a residence use district, the creation of two new mezzanines in the third story of a factory building (previously granted by the Board).

PREMISES AFFECTED—19-19 24th (Woolsey) avenue, northeast corner of 19th (Barclay) street, (Block 890, part of Lot 1), Astoria, Borough of Queens.

APPEARANCES—
For Applicant: Alfred H. Eccles.
For Opposition: None.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Resolution amended.

THE VOTE TO AMEND RESOLUTION—
Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (855-19-BZ)

Whereas, this application, permitting partly in a business use and partly in a residence use district, the extension in area and in height of an existing factory building, affecting premises 19-19 24th (Woolsey) avenue, northeast corner of 19th (Barclay) street (Block 890, part of Lot 1), Astoria, Borough of Queens, was granted by the Board on December 10, 1919, on certain conditions and the applicant requested an amendment of the resolution; and

Whereas, this application was reopened by vote of the Board on April 27, 1943 and set for hearing on May 18, 1943; and

Whereas, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting May 25, 1943 after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

Whereas, the decision of the borough superintendent, on Misc. Applic. 11929-41, dated February 3, 1943, reads:

"1. The creation of two new mezzanines in the third story of a factory building within a residence district, is contrary to Section 3 of the Zoning Resolution. Reconsideration denied."

Resolved, that the Board of Standards and Appeals does hereby amend its resolution adopted December 10, 1919, by adding thereto:

"that the building may be extended as proposed by the construction of mezzanine balconies within the third story, as permitted under resolution adopted this day under Cal. 57-43-A."

155-36-BZ

APPLICANT—Tobias Goldstone, for Simon Holland, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Application (decision of the borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting the extension from an unrestricted use district into a business use district, of an existing structural iron works.

MINUTES

PREMISES AFFECTED—821-835 Stone avenue, 252-280 Lott avenue, southeast corner and 540-554 Christopher avenue, southwest corner of Lott avenue (Block 3855, Lots 10 and 17), Borough of Brooklyn.

APPEARANCES—

For Applicant: Tobias Goldstone and Joseph J. Holland.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (155-36-BZ)

WHEREAS, this application under section 7c of the zoning resolution, permitting the extension from an unrestricted use district into a business use district, of an existing structural iron works, affecting premises 821-835 Stone avenue, 258-280 Lott avenue, southeast corner and 540-544 Christopher avenue, southwest corner of Lott avenue (Block 3855, Lots 10 and 17), Borough of Brooklyn, was granted by the Board on July 7, 1936, on certain conditions, resolution amended on March 2, 1943 and the applicant requested a further amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on July 7, 1936, as amended through March 2, 1943, by adding thereto:

" * * * that in the event the owner desires to increase the office space within the unrestricted use district, such extension may be permitted provided it complies with all laws, rules and regulations applicable thereto, including any modifications granted by the Board under Cal. 234-43-S. * * *"

84-37-BZ

APPLICANT—Frank G. Colgan, for T. A. Clarke Company, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the commissioner of buildings) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—930-942 Halsey street, south side, 189 ft. east of Saratoga avenue (Block 1495, Lot 16), Borough of Brooklyn.

APPEARANCES—

For Applicant: Frank G. Colgan.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (84-37-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district for a term of two years, the parking and storage of more than five motor vehicles, affecting premises 930-942 Halsey street, south side, 189 ft. east of Saratoga avenue (Block 1495, Lot 16), Borough of Brooklyn, was granted by the Board on July 7, 1937, on certain conditions, resolution amended on June 20, 1939, permit extended on May 13, 1941 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals do hereby *amend* the resolution adopted on July 7, 1937, amended through May 13, 1941, only so far as it has reference to the term of the permit, so that as amended, the portion of the resolution shall read:

" * * * Granted under section 7h for a term of

(2) years from the date of this *amended* resolution to permit * * *"

411-37-BZ

APPLICANT—Abraham H. Brodsky, for Brooklyn and Queens Transit Corporation, owner (Philip Paeslessee).

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting partly in a business use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—366 Seneca avenue, southwest corner of DeKalb avenue (Block 3425, Lot 7), Ridgewood, Borough of Queens.

APPEARANCES—

For Applicant: Samuel M. Rapps.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (411-37-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting partly in a business use and partly in a residence use district for a term of two years, the parking and storage of more than five motor vehicles, affecting premises 366 Seneca avenue, southwest corner of DeKalb avenue (Block 3425, Lot 7), Ridgewood, Borough of Queens, was granted by the Board on May 2, 1939, on certain conditions, permit extended on May 20, 1941 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals do hereby *amend* the resolution adopted on May 2, 1939, amended May 20, 1941, in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

" * * * Granted under section 7h for a term of (2) years from the date of this *amended* resolution to permit the parking and storage of more than five

motor vehicles, on condition * * *"

489-38-BZ

APPLICANT—Samuel M. Rapps, for Sam Schwartz and Joseph Schwartz, owners.

SUBJECT—Application for consideration—reopening and extension of time to complete work—Application (decision of the borough superintendent) previously granted on condition, under section 21 of the zoning resolution, permitting in a residence use district, the erection and maintenance of a gasoline service station.

PREMISES AFFECTED—219-01 North Conduit boulevard (avenue) and 144-01 to 144-09 Springfield boulevard, northeast corner (Block 3820, Lot 4), Springfield Gardens, Borough of Queens.

APPEARANCES—

For Applicant: Samuel M. Rapps.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

MINUTES

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (489-38-BZ)

WHEREAS, this application under section 21 of the zoning resolution, permitting in a residence use district, the erection and maintenance of a gasoline service station, premises 219-10 North Conduit boulevard and 144-01 to 144-09 Springfield boulevard, northeast corner (Block 3820, Lot 4), Springfield Gardens, Borough of Queens, was granted by the Board December 3, 1940, on certain conditions; time extended on June 2, 1942 and the applicant requested a further extension of time to obtain permits and complete work.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted on December 3, 1940, amended June 2, 1942, only so far as it has reference to time within which permits are to be obtained and work completed, so that as amended, this portion of the resolution shall read:

" * * * that in view of the approval of plans by the Board as required by the resolution, all permits required shall be obtained and all work completed within one (1) year from the date of this amended resolution * * *"

631-40-BZ

APPLICANT—Henry Nordheim, for Dorothy Bell Dyer and Isabel Sturges, owners (Gardner Super Service, Incorporated, lessee).

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—1670-1716 Southern boulevard, east side, 50 ft. south of East 174th street (Block 2983, Lots 7, 11, 15 and 21), Borough of The Bronx.

APPEARANCES—

For Applicant: Henry Nordheim.
For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (762-38-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district for a term of two years, the parking and storage of more than five motor vehicles, affecting premises 1670-1716 Southern boulevard, east side, 50 ft. south of East 174th street (Block 2983, Lots 7, 11, 15 and 21), Borough of the Bronx, was granted by the Board on May 23, 1939, on certain conditions, resolution amended on July 16, 1940, permit extended on May 13, 1941, and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals hereby amend the resolution adopted May 23, 1939, as amended through May 13, 1941, only so far as it has reference to the term of the permit, so far as it affects the portion of the lot to the north with a frontage of 200 ft. along Southern boulevard, starting with No. 1716 Southern boulevard, so that as amended, this portion of the resolution shall read:

" * * * Granted under section 7h for a term of two (2) years from the date of this amended resolution, to permit the use of this portion of the plot for the parking and storage of more than five (5) motor vehicles * * *"

631-40-BZ

APPLICANT—J. Jacques Stone, for Bowery Savings Bank, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a retail use district, for a term of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—323-345 West 34th street, north side, 395 ft. east of Ninth avenue (Block 758, Lots 16 and 23 to 27, inclusive), Borough of Manhattan.

APPEARANCES—

For Applicant: J. Jacques Stone.
For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (631-40-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a retail use district for a temporary period of not more than two years, the parking and storage of more than five motor vehicles, affecting premises 323-345 West 34th street, north side, 395 ft. east of Ninth avenue (Block 758, Lots 16 and 23 to 27 inclusive), Borough of Manhattan, was granted by the Board October 15, 1940; on certain conditions, the resolution amended May 27, 1941 time extended on September 16, 1941 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted October 15, 1940, as amended through September 16, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

" * * * Granted under section 7h for a term of two (2) years from the date of this amended resolution, to permit * * *"

1211-40-BZ

APPLICANT—Andrew J. Constantine (lessee), for Louis Seitz, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting partly in a business use and partly in a residence use district, for a term of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—88-17 to 88-19 (now 88-11) 168th street, east side, 100 ft. south of 88th avenue (Block 9819, Lot 6), Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: Andrew J. Constantine and Mary Augusta Constantine.
For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

MINUTES

THE RESOLUTION (1211-40-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting partly in a business use and partly in a residence use district for a term of two years, the transient parking of more than five motor vehicles, affecting premises 88-17 to 88-19 (now 88-11) 168th street, east side, 100 ft. south of 88th avenue (Block 9819, Lot 6), Jamaica, Borough of Queens, was granted by the Board on May 6, 1941, on certain conditions and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted May 6, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

" * * * *Granted* under section 7h for a term of two (2) years from the date of this *amended* resolution, to permit the premises to be occupied for transient parking of more than 5 motor vehicles, *on condition* * * * "

589-41-BZ

APPLICANT—Gabriel Nathan, for Minnie Lyons and Heirs of Bella Goldstein, owners (Joseph Weiner, lessee); (request for reopening made by lessee).

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a residence use district, for a term of two years, the seasonal transient parking of more than five motor vehicles.

PREMISES AFFECTED—29-01 to 29-09 Lewmay road and 127-141 Beach 29th street, southwest corner (Block 301, Lot 31), Edgemere, Borough of Queens.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (589-41-BZ)

WHEREAS, this application, under section 7h of the zoning resolution, permitting in a residence use district, the seasonal transient parking of more than five motor vehicles, affecting premises 29-01 to 29-09 Lewmay road and 127-141 Beach 29th street, southwest corner (Block 301, Lot 31), Edgemere, Borough of Queens, was granted by the Board July 17, 1941, on certain conditions, time extended on December 16, 1941 and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on July 17, 1941, as amended on December 16, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

" * * * *Granted* under section 7h for a term of two (2) years from the date of this *amended* resolution, to permit, * * * "

762-41-BZ

APPLICANT—Arthur Harris (lessee), for The Guardian Life Insurance Company of America, owner (request for reopening made by Edith Harris, attorney in fact for Arthur Harris, lessee).

SUBJECT—Application for consideration—reopening and extension of time to complete work—Application (decision of the borough superintendent) previously granted on condition, under section 7e of the zon-

ing resolution, permitting the alteration and conversion of occupancy of part of an existing building, located partly in a business use and partly in a residence use district, to a public restaurant; also the proposed alteration does not comply with the zoning resolution as to the location of entrances to and show windows in the proposed business use.

PREMISES AFFECTED—82-84 Pierrepont street and 178 Henry street, southwest corner (Block 242, Lot 37), Borough of Brooklyn.

APPEARANCES—

For Applicant: Edith Harris.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn..

Negative

THE RESOLUTION (762-41-BZ)

WHEREAS, this application under section 7e of the zoning resolution, permitting the alteration, conversion of occupancy of part of an existing building located partly in a business use district and partly in a residence use district to a public restaurant; also the proposed alteration does not comply with the requirements of the zoning resolution as to the location of entrances to and show windows in the proposed business use, affecting premises 82-84 Pierrepont street and 178 Henry street, southwest corner (Block 242, Lot 37), Borough of Brooklyn, was granted by the Board January 27, 1942, on certain conditions, time extended April 28, 1942, October 27, 1942 and January 26, 1943, and the applicant requested a further extension of time to complete the work.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of January 27, 1942 as amended on October 27, 1942 and January 26, 1943, only in so far as it has reference to obtaining permits and completion of the work, so that as amended, this portion of the resolution shall read:

" * * * that in view of all permits having been obtained and a certain portion of the work is complete all work shall be completed within one (1) year from the date of this *amended* resolution * * * "

831-41-BZ

APPLICANT—Max Horn, for Ocean-Gold Realty Corporation, owner (Ocean Edge Baths, lessee).

SUBJECT—Application for consideration—reopening and extension of time to complete work—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a residence use district for a term of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—34-01 Sprayview avenue, southwest corner of Beach 34th street (Block 306, Lot 7), Edgemere, Borough of Queens.

APPEARANCES—

For Applicant: Mrs. Max Horn.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn..

Negative

THE RESOLUTION (831-41-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a residence use district for a term of two years, the transient parking of more than five mot

MINUTES

icles, affecting premises 34-01 Sprayview avenue, south-
st corner of Beach 34th street (Block 306, Lot 7), Edge-
re, Borough of Queens, was granted by the Board on
e 30, 1942, on certain conditions, resolution amended
time extended on September 9, 1942 and the applicant
uested a further extension of time to complete the work.
Resolved, that the Board of Standards and Appeals does
by *amend* the resolution adopted on June 30, 1942, as
ended on September 9, 1942, only so far as it has refer-
e to the completion of the work, so that as amended,
portion of the resolution shall read:

" * * * that in view of statement by applicant that
all permits required have been obtained and all work
has been substantially completed, that all work shall be
completed within two (2) months from the date of this
amended resolution; that such fire fighting appliances
shall be maintained as the fire commissioner shall direct
and that a certificate of occupancy shall be ob-
tained * * *"

-41-BZ

PLICANT—Max Horn, for Belle Goldstein, owner.
BJECT—Application for consideration—reopening and
extension of time to complete work—Application
(decision of the borough superintendent) previously
granted on condition, under section 7h of the zoning
resolution, permitting in a residence use district,
for a term of two years, the parking and storage
of more than five motor vehicles.

EMISES AFFECTED—33-03 Sprayview avenue, south-
west corner of Beach 33rd street (Block 305, Lot
6), Edgemere, Borough of Queens.

PEARANCES—

For Applicant: Mrs. Max Horn.

For Administration: Fred Dahlem, Dept. of Hous-
ing and Buildings.

TION OF BOARD—Application reopened and time ex-
tended.

IE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

IE RESOLUTION (841-41-BZ)

VHEREAS, this application under section 7h of the zoning
olution, permitting in a residence use district for a term
two years, the parking and storage of more than five
or vehicles affecting premises 33-03 Sprayview avenue,
thwest corner of Beach 33rd street (Block 305, Lot 6),
gemere, Borough of Queens, was granted by the Board
May 26, 1942, on certain conditions, time extended on
eptember 9, 1942 and the applicant requested a further
ension of time to complete the work.

Resolved, that the Board of Standards and Appeals does
by *amend* the resolution adopted on May 26, 1942, as
ended on September 9, 1942, only so far as it has
erence to the completion of work, so that as amended
portion of the resolution shall read:

"* * * that in lieu of statement by applicant that all
permits required have been obtained and all work sub-
stantially completed, that all work shall be completed
within two (2) months from the date of this *amended*
resolution and that a certificate of occupancy shall be
obtained. * * *"

PEALS FROM ADMINISTRATIVE DECISIONS

13-S

PLICANT—Frank Straub, for Senalton Realty Corpo-
ration, owner.

BJECT—Variation of the labor law as cited in a decision
of the borough superintendent.

PREMISES AFFECTED—38 West 38th street, south side,
412 ft. east of Sixth avenue (Block 839, Lot 63),
Borough of Manhattan.

APPEARANCES—

For Applicant: Frank Straub.

For Administration: Fred Dahlem, Dept. of Hous-
ing and Buildings.

ACTION OF BOARD—Laid over to June 8, 1943 at 2
P.M., pending an inspection by a committee of the
Board.

164-43-A

APPLICANT—C. Grant Keck, for C. Grant Keck and
John Jaros, owners, (York Ice Machinery Co.,
lessee).

SUBJECT—Appeal from an order of the fire commissioner
and a decision of the acting borough superintendent.

PREMISES AFFECTED—45-14 51st street, west side,
100 ft. south of Queens boulevard (Block 1382, Lot
54), Woodside, Borough of Queens.

APPEARANCES—

For Applicant: C. Grant Keck and John Jaros.

For Administration: Fred Dahlem, Dept. of Hous-
ing and Buildings and Insp. Meyer, Fire Dept.

ACTION OF BOARD—Laid over to June 8, 1943 at 2
P.M., pending an inspection by a committee of the
Board.

197-43-A

APPLICANT—Sherron Metallic Corporation, for Macata
Corporation, owner.

SUBJECT—Appeal from a decision re an order of the
fire commissioner.

PREMISES AFFECTED—1185-1223 Flushing avenue,
southwest corner of Harrison place (Block 3007,
Lot 3), Borough of Brooklyn.

APPEARANCES—

For Applicant: J. N. Hunter Sherron and H.
Gehrich.

For Administration: Insp. Meyer, Fire Dept.

ACTION OF BOARD—Laid over to June 8, 1943 at 2
P.M., pending an inspection by a committee of the
Board.

207-43-A

APPLICANT—Evro Products Co., lessee, for Philip
Rozinsky, owner.

SUBJECT—Appeal from a decision re an order of the
fire commissioner.

PREMISES AFFECTED—61 Liberty avenue, northeast
corner of Watkins street (5th floor); (Block 3491,
Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Abraham Krasner

For Administration: Insp. Meyer, Fire Dept.

ACTION OF BOARD—Laid over to June 8, 1943 at 2
P.M., pending an inspection by a committee of the
Board.

224-43-A

APPLICANT—Optical Research Inc., owner.

SUBJECT—Appeal from an order and a decision of the
fire commissioner.

PREMISES AFFECTED—22-14 40th avenue, southwest
corner of 23rd street (Block 409, Lot 27), Long
Island City, Borough of Queens.

APPEARANCES—

For Applicant: None.

For Administration: Insp. Meyer, Fire Dept.

ACTION OF BOARD—Laid over to June 8, 1943 at 2
P.M., on written request of applicant.

MINUTES

228-43-A

APPLICANT—Saul Goldsmith, for The Dime Savings Bank of Williamsburg, owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—35-04 160th street and 159-14 35th avenue, southwest corner (Block 5279, Lots 49 and 53), Flushing, Borough of Queens.

APPEARANCES—

For Applicant: Saul Goldsmith and Rabbi I. Usher Kirshblum.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Laid over to June 8, 1943 at 2 P.M., pending an inspection by a committee of the Board.

79-43-A

APPLICANT—Felix J. Alia, owner.

SUBJECT—Application for consideration—reopening and restoration to calendar—Appeal from a decision of the acting borough superintendent (previously withdrawn).

PREMISES AFFECTED—195 Victory boulevard, north side, 149.96 ft. east of Pike street (Block 33, Lot 33), Tompkinsville, Borough of Richmond.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal reopened, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

215-43-A

APPLICANT—John J. Gilmartin, for New York Life Insurance Co., owner.

SUBJECT—Appeal from a decision re an order of the borough superintendent.

PREMISES AFFECTED—346-348 Broadway, southeast corner of Leonard street and 46-50 Lafayette street (Block 170, Lot 6), Borough of Manhattan.

APPEARANCES—

For Applicant: John J. Gilmartin.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

817-42-A

APPLICANT—Berg Chemical Co. Inc. owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—441 West 37th street, north side, 250 ft. east of 10th Avenue (Block 735, Lot 12), Borough of Manhattan.

APPEARANCES—

For Applicant: Samuel Berg.

For Administration: Insp. Meyer, Fire Dept.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (817-42-A)

WHEREAS, Berg Chemical Company, Inc., owner, file November 23, 1942, an appeal from an order and decision of the fire commissioner, affecting 441 West 37th street, north side, 250 ft. east of 10th avenue (Block 735, Lot 12), Borough of Manhattan; and

WHEREAS, Order 31277-LC, issued by the fire commissioner June 16, 1942, reads:

"Before a permit may be issued to conduct a wholesale drug and chemical supply house, the following must be done:

1. Provide a fixed fire extinguishing system or other means for the extinguishment of fire satisfactory to the fire commissioner. Sec. C19-136,0-4, Article 26, Administrative Code."

and

WHEREAS, said order was referred to in a decision of the fire commissioner dated November 12, 1942; and

WHEREAS, the applicant states the building is two stories (29 ft.) in height, 25 ft. by 90 ft. in area, of Class 3 construction, erected 1941, located in an unrestricted use district and used and occupied: cellar, storage of tin and glass containers, 1 person; first floor, storage and shipping of drugs and chemicals, 4 persons; second floor, offices and storage, 4 persons; and

WHEREAS, the applicant was convicted and fined in Magistrates Court October 30, 1942; and

WHEREAS, the applicant contends that the building is equipped with 15 water pails and 15 sand pails; one 22½ lb. portable carbon dioxide extinguisher; five 2½ gallon soda and acid extinguishers; one 1 quart Pyrene Hand Extinguisher and 25 ft. of hose; that the chemicals and other commodities stored are not inflammable or combustible and consist mainly of epsom salts, bicarbonate of soda, sodium carbonate, caustic soda, borax, clay powders such as Silica, talc, zinc, oxide, etc, carbon tetrachloride, trichloroethylene; that no inflammable or combustible mixtures are manufactured or prepared on the premises; and

WHEREAS, the applicant states that combustible and inflammable mixtures stored are in original drums and in one and five gallon tins, the one and five gallon tins are kept on steel shelves; and

WHEREAS, the applicant has filed a photostatic copy of the communication dated September 19, 1942, from the borough superintendent, Department of Housing and Buildings, addressed to the applicant, stating that there are no objections on the part of the Department to the use of the first floor of the premises for storage of drugs and chemicals; and

WHEREAS, the applicant has filed copy of Certificate of Occupancy 27843, issued June 26, 1941, on Alt. Application 165-41, permitting the building to be used as follows: Cellar, boiler room and storage; first floor, storage of tools and one truck; second floor, office.

Resolved, that the order 31277-LC of the fire commissioner, be and it hereby is modified and that the appeal be and it hereby is modified as to objection 1, on condition that the building shall not be increased in height or area; that it shall be maintained substantially as proposed; that such acids as the fire commissioner deems hazardous, shall not be stored inside the building, but may be stored in the rear yard as he may permit; that other chemicals shall be maintained generally in their original containers; that such portable fire extinguishers as described shall be maintained and located as the fire commissioner shall direct; that a new certificate of occupancy superseding C.O. 27843 shall be obtained to cover the present use; that in all other respects the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

15-43-S

APPLICANT—Columbia Cable and Electric Co., lessee for American Chicle Co., owner.

SUBJECT—Variation of the labor law as cited in a decision of the fire commissioner.

MINUTES

REMISES AFFECTED—30-30 Thomson avenue, south side, entire block bounded by Mount street (31st street), Nelson avenue, Manley street (30th place) and Thomson avenue (Block 277, Lot 1), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (15-43-S)

WHEREAS, the Columbia Cable and Electric Co., lessee, the American Chicle Co., owner, filed on January 8, 1943, an application for a variation of the Labor Law as set forth in a decision of the fire commissioner, affecting premises 30-30 Thomson avenue, south side, entire block bounded by Mount street (31st street), Nelson avenue, Manley street (30th place) and Thomson avenue (Block 277, Lot 1), Long Island City, Borough of Queens; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is dismissed for lack of prosecution.

206-43-A

APPLICANT—Alfred H. Eccles, for Hafner Associates, Inc., owner.

SUBJECT—Appeal from a decision of the acting borough superintendent and an order and decision of the fire commissioner.

REMISES AFFECTED—19-01 to 19-27 24th (Woolsey) avenue, 23-01 to 23-91 19th (Barclay) street, 19-02 to 19-28 23rd terrace (Phillips place) and 23-72 to 23-90 21st street (Van Alst avenue); (Block 890, Lot 1), Astoria, Borough of Queens.

APPEARANCES—

For Applicant—Alfred H. Eccles.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (57-43-A)

WHEREAS, Alfred H. Eccles, for Hafner Estates, Inc., owner, filed February 19, 1943, an appeal from an order of the fire commissioner and decision of the borough superintendent affecting premises 19-19 24th avenue and 23-01 21st street, northeast corner (Block 890, Lot 1), Astoria, Borough of Queens; and

WHEREAS, Order No. 6200-LF, issued by the fire commissioner March 21, 1941, reads:

"You are hereby required and ordered within 30 days from date of the service of this order to:

1. Provide sprinkler heads under all wooden docking used for storage of material in buildings 23-72 to 90 21st street. Art. 16, Ch. 26, Administrative Code."

WHEREAS, said order was referred to in a decision of the fire commissioner dated February 4, 1943; and

WHEREAS, the decision of the borough superintendent dated February 3, 1943 on Misc. Applic. No. 11929-41, reads:

"2. The construction of non-fireproof mezzanines in a fireproof building is contrary to Sec. 4.2.1 of the building code.

3. The mezzanines are required to be designed for a load of 120 lbs. per sq. ft."

WHEREAS, the applicant states that the building is three stories (59 ft.) in height; 184.1 ft. by 201.9 ft. in area; of Class 1 construction; erected in 1920; located in a residence use district, equipped with a standpipe and sprinkler system and used and occupied as follows: cellar, storage and boiler room, 1 person; 1st floor, manufacturing electrical novelties, 50 persons; 2nd floor, manufacturing women's undergarments, 200 persons; 3rd floor, weaving of cloth, 200 persons. No change in use or occupancy is proposed; and

WHEREAS, the applicant contends that it is proposed to erect two mezzanines of non-fireproof construction on the third story; that the mezzanines will have an area of about 15% of the floor area of the third story; that a portion of the mezzanine will be supported upon steel beams, which were erected at the time the building was constructed in 1920 and another portion will be supported upon wood girders and posts, which will bear directly on the third floor slab; that sprinklers will be omitted underneath the wood decking of the mezzanines; that the mezzanines will be used for the storage of materials and cardboard loom patterns and will not have any occupancy and stairs will be provided for convenience; that the material to be stored will be very light; that the construction will be ample to support the load, which will not exceed 50 lbs. per sq. ft.; that the third floor is now loaded less than the 220 lbs. posted live load; that the third floor will be reposted, so that the combined loads will not overstress the existing construction; that the ceiling over the mezzanine is equipped with sprinkler heads which will cover both the mezzanine area and the third floor in the event of fire; and

WHEREAS, the premises were inspected by a committee of the Board.

Resolved, that the decision of the borough superintendent, acting on Misc. Applic. 11929-41, be and it hereby is modified and that the appeal be and it hereby is granted, as to objection 2, on condition that the mezzanine balconies shall not be increased beyond the area shown and shall be removed within one year from the end of the present emergency; that sprinklers shall be installed under the wood decking of the proposed mezzanine, complying with the requirements of the Sprinkler Rules of the Board of Standards and Appeals therefor, as an extension of the existing sprinkler system on the third floor in question; as to objection 3, that the floor shall be posted for a load of 125 lbs. per sq. ft. as originally permitted and that the mezzanines shall at no time exceed a loading of 50 lbs. per sq. ft. but shall be strengthened so as to be capable of carrying a load of 100 lbs. per sq. ft.; that the portion of the main floor under the mezzanine shall not be occupied so that the live-load of 125 lbs. per sq. ft. shall be exceeded, including the dead load of the mezzanine and the material thereon; that such mezzanine shall be used only as proposed for the storage of materials and loom patterns; that such material shall not be piled within 2 feet of the sprinkler pipe; that such material shall be arranged substantially as indicated on plans filed marked "Received May 24, 1943," with this application for amendment; that such portable fire fighting appliances shall be maintained as the fire commissioner shall direct; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto other than as modified by the Board under Cal. 855-19-BZ; that the appeal on order 6200-LF issued by the fire commissioner is hereby withdrawn to comply.

206-43-S

APPLICANT—Breslee Manufacturing Co., lessee, for Girbran Holding Co., Inc., owner.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—1237-1239 Broadway, west side, 64 ft. 8 in. north of West 30th street and 858-860 Sixth avenue (15th floor); (Block 832, Lot 16), Borough of Manhattan.

MINUTES

APPEARANCES—

For Applicant: Sidney J. Bernstein.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (206-43-S)

WHEREAS, Breslee Manufacturing Company, lessee, for Girbran Holding Company, Inc., owner, filed April 30, 1943, an application for variation of the requirements of the Labor Law as cited in a decision of the borough superintendent, affecting premises 1237-1239 Broadway, west side, 64 ft. 8 in. north of West 30th street and 858-860 Sixth avenue (15th floor); (Block 832, Lot 16), Borough of Manhattan; and

WHEREAS, the decision of the borough superintendent, dated April 27, 1943, reads:

"Your letter of April 12th relative to the installation of panic bolts on all doors leading from the stairway to the plant area in your plant at 1239 Broadway, 15th floor, has been received.

Section 272, par. 3 of the Labor Law, states that no door leading into or out of any factory or any floor thereof shall be locked, bolted or fastened during working hours; and this department has no authority to vary the Labor Law.

You may apply to the Board of Standards and Appeals for relief in this matter. That Board is vested with authority to vary the Labor Law. It is located on the 10th floor of the Municipal Building, Manhattan."

and

WHEREAS, the applicant states that the building is 16 stories, (192 ft.) in height, 39 ft. 11 in. by 234 ft. in area, of Class 1 construction, located in a business use district, erected 1915 and used and occupied as follows: Sub-cellar, machine room, 2 persons; cellar, stock and shipping men's wear, 15 persons; 1st floor, stock and shipping shirts, 10 persons; 2nd floor, manufacturing sportswear, 40 persons; 3rd floor, stock and shipping men's wear, 10 persons; 4th floor, manufacturing neckwear, 50 persons; 5th, 6th, 7th and 8th floors, sales offices, 40 persons per floor; 9th floor, manufacturing neckwear and sportswear, 85 persons; 10th floor, manufacturing knit goods, 55 persons; 11th floor, stock and shipping sweaters, 20 persons; 12th floor, stock and shipping shirts, 40 persons; 13th floor, cutting and stock piece goods, 25 persons; 14th floor, cutting and shipping piece goods and bathrobes, 15 persons; 15th floor, assembling 1st aid kits and thermobonding fabrics for defense, 40 persons; 16th floor, stocking and shipping men's wear, 20 persons. No change in use or occupancy is proposed; that the building is equipped with a two source automatic sprinkler system, a standpipe system, and an interior fire alarm system and fire drills are maintained and that there are three 4 ft. wide fireproof stairs extending from roof bulkhead direct to street; and

WHEREAS, the applicant contends that it has been requested by the U. S. Army Air Forces to install an approved type panic bolts on all doors leading to the stairways on the 15th floor of the building in question; that the plant is engaged in 100% war production and in view of the nature of the work, it is requested that the Board grant the variation to permit the installation of panic bolts as proposed; and

WHEREAS, the applicant has filed a copy of the recommendation of the District Internal Security Officer of the U. S. Army Air Forces, recommending the installation of panic bolts on all doors leading out of the plant.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the requirements of the Labor Law as cited in a decision of the borough superintendent, dated April 27, 1943, and the application be and it hereby

is granted on condition that all three exits shall be maintained; that panic bolts on doors leading to same shall be of approved type; that at stair doors, except to fire tower there shall be installed bells calling attention to persons desiring to enter; that the sprinkler system, standpipe system, fire alarm system and fire drills shall be maintained to the satisfaction of the fire commissioner; that this variance shall continue only during the term of the present emergency; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto other than as modified by the Board under caption 840-25-S.

234-43-S

APPLICANT—Tobias Goldstone, for S. Holland and Son, owner.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—821-835 Stone avenue, 258-259 Lott avenue, southeast corner and southwest corner of Lott avenue and Christopher avenue (Block 385, Lots 10 and 17), Borough of Brooklyn.

APPEARANCES—

For Applicant: Tobias Goldstone and Joseph S. Holland.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (234-43-S)

WHEREAS, Tobias Goldstone, for S. Holland and Son, owner, filed May 17, 1943 an application for variation of the requirements of the Labor Law as cited in a decision of the borough superintendent, affecting premises 821-835 Stone avenue, southeast corner Lott avenue and 258-80 Lott avenue (Block 385, Lots 10 to 17), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent, dated May 6, 1943 on Alt. Applic. 1009-40 reads:

"2. Provide exits from second floor complying with the requirements of Section 270 of the Labor Law." and

WHEREAS, the applicant states that the building is 16 stories (26 ft.) in height, 60 ft. by 200 ft. in area at first floor; 60 ft. by 21 ft. and 41 ft. 4 in. in area at second floor; of Class 3 construction, erected in 1931; located in a business and unrestricted use district and used and occupied as follows: first floor, iron shop and storage, 15 persons; 2nd floor, office and dwelling, 3 persons; proposed to be used: first floor, iron shop and storage, 15 persons; 2nd floor, office and dwelling, 55 persons; that the building is equipped with one 3 ft. 10 in. stairway constructed of iron and concrete enclosed in partitions of wire lath and cement plaster on wood studs, equipped with fireproof self-closing doors and leading from second story direct to street and one fire escape leading from second story to yard by stairs with egress to street through open yard and that the windows on the course of the fire escape are stationary iron sash glazed with wire glass; and

WHEREAS, the applicant contends that the building was erected in 1923 and altered in 1931 by the addition of second story for office and dwelling use; that in 1936, the office portion was extended in accordance with plans approved by the Department of Housing and Buildings; it is now proposed to enlarge the office on the 2nd floor by extending same to rear line of existing office portion; that due to the fact that the second floor will be used only for office and dwelling purposes and not more than 5 persons will occupy the office space as enlarged, it is requested that the present means of egress be accepted.

MINUTES

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the requirements of the Labor Law as cited in a decision of the borough superintendent, acting on Alt. Applic. 1009-40, objection 2, and the application be and it hereby is *granted on condition* that this portion of the building shall not be increased in height or area; that the arrangement, including exits proposed, shall be maintained substantially as set forth and that the occupancy within the office spaces on the second floor shall not exceed five persons.

47-39-A

APPLICANT—Max Horn, for Oscar Mandel, owner.
SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from a decision of the borough superintendent.

REMISES AFFECTED—1160 Sage street, southeast corner of Bolton road (Block 29, Lot 1), Far Rockaway, Borough of Queens.

APPEARANCES—

For Applicant: Mrs. Max Horn.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (547-39-A)

WHEREAS, this appeal from a decision of the borough superintendent, affecting premises 1160 Sage street, southeast corner of Bolton road (Block 29, Lot 1), Far Rockaway, Borough of Queens, was granted by the Board on May 9, 1939, on certain conditions and the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on May 9, 1939, by adding thereto:

" * * * that in the event the owner does not desire to avail himself of the modification herein granted, the premises may be continued for the occupancy of two families, one family occupying the first floor and one family occupying the second floor, provided the attic story is not occupied for human habitation, but is used solely for storage of household equipment belonging to the families living within the building, and when occupied under such conditions, the fire escape hereinbefore required for the then proposed third floor occupancy, need not be constructed; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto. * * *"

13-39-A

APPLICANT—Charles J. Stidolph, for William Hillenbrand, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from a decision of the borough superintendent.

REMISES AFFECTED—135-02 62nd avenue, south side, 260 ft. west of 136th street (Block 6389, Lot 1), Flushing, Borough of Queens (under section 35, General City Law—re bed of mapped street) (135th street).

APPEARANCES—

For Applicant: Charles J. Stidolph.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (993-39-A)

WHEREAS, this appeal from a decision of the borough superintendent, affecting premises 135-02 62nd avenue, south side, 260 ft. west of 136th street (Block 6389, Lot 1), Flushing, Borough of Queens, was granted by the Board on October 17, 1939, the resolution reading as follows;

"Resolved, that the decision of the borough superintendent acting on N. B. Applic. 5557-39 be and it hereby is *modified* and that the appeal be and it hereby is *granted* under the power given to the Board under Section 35 of the General City Law *on condition* that in all other respects the building complies with the requirements of all laws, rules and regulations applicable thereto for a building erected in an area zoned for residential uses outside the fire limits and shall comply in all other respects with the zoning regulations of the adjoining plot to the east."

and

WHEREAS, the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on October 17, 1939, by adding thereto:

"* * * that a garage may be erected as accessory to the residence when constructed in compliance with all laws, rules and regulations applicable thereto * * *"

MATERIAL AND APPLIANCES SUBMITTED FOR APPROVAL

568-42-SA

APPLICANT—Security Fire Door Company, owner.

SUBJECT—Security Fire Door Company Type ES Emergency Release, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application withdrawn on written request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

235-39-SM

APPLICANT—Truscon Steel Company, owner.

SUBJECT—Truscon Steel Company Metal Lath and Lathing Accessories, approval of.

APPEARANCES—

For Applicant: William T. Storey

ACTION OF BOARD—Material approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (235-39-SM)

WHEREAS, the Truscon Steel Company, owner, filed on February 27, 1939, an application with the Board of Standards and Appeals for approval of the material known as the Truscon Steel Company Metal Lath and Lathing Accessories; and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

MINUTES

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

Re: Cal. 235-39-SM.

April 26, 1943

Subject: Truscon Steel Company Metal Lath and Lathing Accessories, approval of.

The Truscon Steel Company filed with the Board of Standards and Appeals an application under the requirements of Section C26-178.0,b of the Administrative Building Code for approval of their materials (hereinafter referred to) for use under the pertinent provisions of the Administrative Building Code.

These materials are manufactured at the applicant's plant in Youngstown, Ohio. All Truscon laths are fabricated from open hearth steel sheets unless otherwise specified to be fabricated from Copper Bearing, Toncan or Galvanized sheets. (Toncan is the trade name for Republic Steel Corporation's special analysis steel.) These laths are made from certain size blanks of widths, lengths and gauges as necessitated by required weights of finished product. The laths are produced on both rotary and guillotine type machines and also by the punched method. On the rotary and guillotine types, the slitted sheet of required dimensions is expanded as it leaves the original operation. On the punched type the material is first punched and then manually or mechanically expanded to finished size. The sheets are bundled with a weight identification tag, after which those required to be painted are dipped, dried and stored ready for shipment. Direction tags are added before shipment.

Samples of metal lath and accessory products were selected from stock at the applicant's warehouse and typical specimens were selected at random, measured and weighed by Engineer J. F. Fitzsimons of the Board and the results are set forth as follows:

LATH

Designation	Actual Wt.* per sq. yd.	Gauge
Truscon Diamond Lath		
2.2# Painted		28
2.5# "		27
3.0# "	2.85	26
3.4# "	3.28	24
2.5# Galvanized		26
3.4# "	3.23	25
Truscon Double Mesh Herringbone		
2.75# Painted		29
3.0# "	3.0	28
3.4# "	3.38	26
3.4# Galvanized		27
Truscon "A" Lath		
3.0# Painted	3.0	30
3.4# "	3.4	30
Truscon 3/8" Rib Lath		
3.0# Painted	2.90	27
3.4# "	3.48	26
4.0# "	3.86	25
3.4# Galvanized		26
Truscon Stucco Mesh		
1.8# Painted		17
3.6# "		17
Truscon Sheet Lath		
4.5# Painted		30
Truscon Self Centering		
.50# p.s.f. (4.5 p.s.y.) Painted	4.42	28
.60# " (5.4 ") "	5.07	26
.75# " (6.75 ") "	6.60	24

*Samples representative of the applicant's line were selected at random.

STUDDING, FURRING AND ACCESSORIES

(Non-load bearing and used where fire-resistive rating is not required)

	Actual Wt.	Gauge
2" Hollow Partition Studs & Track	.465# per L/Ft.	16
3" Hollow Partition Studs & Track	.608# "	16
3 1/4" Hollow Partition Studs & Track	.663# "	16
4" Hollow Partition Studs & Track	.682# "	16
6" Hollow Partition Studs & Track	1.032# "	16
3/4" Cold Rolled Channels	.300# "	16
1" " " "	.417# "	16

The above channels to be used as furring in partition under C26-460.0 par. b, c.

	Actual Wt.	Gauge
Rib Steel Corner Bead (Galvanized)	.172# per L/Ft.	26
Wide Flange Corner Bead (Galvanized)	.330# "	26
Expanded Corner Bead (Galvanized)	.230# "	26
Fluse Base Screed Galvanized	.145# "	26
2" x 2" Cornerite	.080# per L/Ft.	28
3" x 3" Cornerite	.120# "	28
4" x 4" Cornerite	.160# "	28
3" Stripite	.060# per L/Ft.	28
4" Stripite	.080# "	28

Clips for Rib Steel Corner Bead 2.38# per 100 pcs.

Tie Wires (Black and Galvanized) in Hanks, Coils and Stones 18 &

Hangar Wire Galvanized 8

RECOMMENDATION

On the basis of the foregoing data the Committee recommends the approval of the Truscon Steel Company's Metal Lath and Lathing Accessories as follows: Lath weighing less than 3.0 lbs. per square yard approved for use as a substitute for combustible lath under Sec. C26-458.0 (8.4.10.2). Such lath, however, shall weigh not less than 2.5 lbs. per square yard.

Lath weighing 3.0 lbs. per square yard or over approved for use as metal lath (incombustible) under Sec. C26-459.0 (8.4.10.3) and C26-460.0 (8.4.10.4) when installed in accordance with the requirements thereof.

Furring and studding of the specifications provided herein be approved under Sec. C26-460.0 (8.4.10.4) when installed in accordance with the requirements thereof.

All accessories listed herein be approved under Sec. C26-191.0 (2.2.3), when installed in accordance with the requirements of the Administrative Building Code.

It is further recommended that the use of these materials be limited to the specific uses permitted for each type of lath and that it be applied as provided for the pertinent provisions of the Administrative Building Code. In cases where no specific requirements exist, the material may be installed in accordance with the manufacturer's specification.

It is further recommended that all material here shall be manufactured in the required weights and applied as provided for herein, except that lath weighing shall be permitted a tolerance of 5 per cent.

Each bundle or container shall be labeled or stamped reading as follows: "Approved by the Board of Standards and Appeals for use in New York City under C26-460.0 par. b, c."

MINUTES

No. 235-39-SM." Where the lath weight is less than 3.0 lbs. per sq. yd. and not less than 2.5 lbs. per sq. yd., such lath shall bear additional wording reading as follows: "This metal lath may only be used where combustible lath is permitted." It is not intended, however, that the prohibitions of C26-458.0,a.b. apply to lath weighing less than 3.0 lbs. per sq. yd. as herein recommended for approval. The installation of such lath, however, shall comply with all the requirements of the Code for metal lath as provided in C26-459.0.

(Sgd.) BERNARD A. SAVAGE,
Commissioner,
CHARLES M. BLUM,
Commissioner,
LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

WHEREAS, this report recommended the approval of this material.

Resolved, that the Board of Standards and Appeals does hereby approve the material known as the Truscon Steel Company Metal Lath and Lathing Accessories, on condition that the material be manufactured, installed and labelled, stamped or tagged in accordance with above report.

102-43-SA

APPLICANT—Richards-Wilcox Manufacturing Company, owner.

SUBJECT—R. W. No. 1403 Elevator Interlocking Device, approval of.

APPEARANCES—

For Applicant: Albert Wikander.

ACTION OF BOARD—Appliance approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (102-43-SA)

WHEREAS, Richards-Wilcox Manufacturing Company, owner, filed on March 8, 1943, an application with the Board of Standards and Appeals for approval of the appliance known as the R. W. No. 1403 Elevator Interlocking Device;

WHEREAS, this appliance was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

March 22, 1943

Re: Cal. 102-43-SA

Subject: Richards - Wilcox Manufacturing Company
R.W. #1403 Elevator Interlocking Device,
approval of.

The Richards-Wilcox Manufacturing Company of Aurora, Illinois, filed March 8, 1943, with the Board of Standards and Appeals an application under the requirements of C-26-178.0,b of the Administrative Building Code for approval of the appliance known as the R.W. #1403 Elevator Interlocking Device under the provisions of Article 14 of the Administrative Building Code.

The device is an electro-mechanical interlock. The door lock and the interlock is mounted on the hoistway door hanger and the actuating cam mechanism is mounted on the cab door hanger.

The Figures 1 to 6, illustrate the device and the sequence of operations. Referring to these figures: Item 1 is the roller which receives the actuating force to move the hoistway door; 2 is the cam for closing the door; 3 is the cam for opening the door; 4 is the trigger

for unlocking the door; 5 is the roller to retract the cam 2; 6 is the cam which contacts the roller 5; 7 is the door lock; and 8 is the electric contacts of the interlock.

The sequence of operations in opening the hoistway door is: See Figure 1, for the relative position of the interlock parts as the car arrives at the landing where the door is to be opened. The cab door is set in motion either manually or mechanically, causing the cam 3 to come in contact with roller 1, lifting door lock 7. The electric interlock contacts 8 are attached to door lock 7, therefore, when door lock 7 is lifted, the electric circuit is positively opened. As the cab door continues to move, the roller 5 passes down the incline on cam 6 and cam 2 is then thrown into the position shown in Figure 3, by a spring where it remains until the hoistway door is again completely closed. As the cab door continues to move to its full open position the hoistway door is moved with it through the members 1, 2 and 3. While the interlock circuit is broken the car cannot move.

When the operator is ready to close the hoistway door preparatory to starting the car, the cab door is moved toward the closed position and the hoistway door is carried with it through the cam 2 coming in contact with roller 1. As the hoistway door approaches its closed position, roller 5 comes in contact with cam 6 retracting cam 2 out of contact with roller 1 and the cab door then continues to its full closed position. When cam 2 disengages from the roller 1, the hoistway door is pushed to its full closed position by the gravity door closer. In this position there is plenty of running clearance between the cam 3 and roller 1 as the car moves up and down the hatchway. As the door lock 7 drops into the locked position the interlock circuit is closed through the contacts 8, so that the car can be started. When the cab door reaches its full closed position the electric circuit is closed in the interlock switch attached to the cab door operating arm. The cycle is then completed.

Throughout the entire operation, it will be noted that the electric interlock circuit is positively opened and gravity closed preventing or permitting operation of the car depending on whether the door is opened or closed. In the event that the elevator passes a landing with no intention of stopping, no movement of the cab door is initiated and no part of the locking or unlocking device is touched in any way by the mechanism on the cab door.

TEST

This interlock was tested at the National Bureau of Standards, Report Vi-1/inm-83-6 in accordance with the requirements of Group 1, Subarticle 9 of Art. 14 of the Administrative Building Code and was subject to:

- | | |
|------------------------------|--------------------|
| 1. Endurance Test | Section C26-1180.0 |
| 2. Test in Moist Atmosphere | " C26-1182.0 |
| 3. Current Interruption Test | " C26-1182.0 |
| 4. Test Without Lubrication | " C26-1183.0 |
| 5. Misalignment Test | " C26-1184.0 |
| 6. Insulation Test | " C26-1185.0 |

This Interlock tested successfully. The applicant has filed a letter certifying that the clearance between working parts of the device are such that they will satisfactorily function within the temperature range as required by Sect. C26-1179.0.

RECOMMENDATION

On the basis of the foregoing data, the Committee on Tests recommends the approval under C26-191.0 of the Administrative Building Code of the Richards-Wilcox Manufacturing Company's R. W. #1403 Elevator Interlocking Device as having met the requirements of Sub-Article 9, Group 1 of Article 14 of the Administrative Building Code for use in New York City when installed in accordance with the pertinent provisions of the Code. The Committee further recommends that all appliances manufactured under this approval shall be

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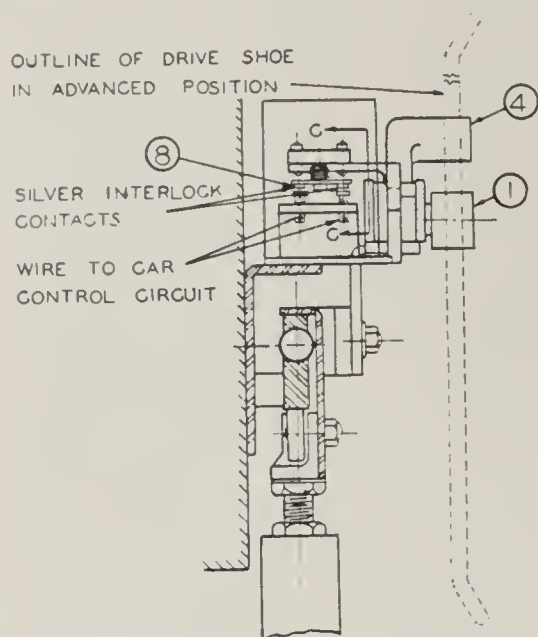


FIG. 4 HEAD SECTION AT B-B

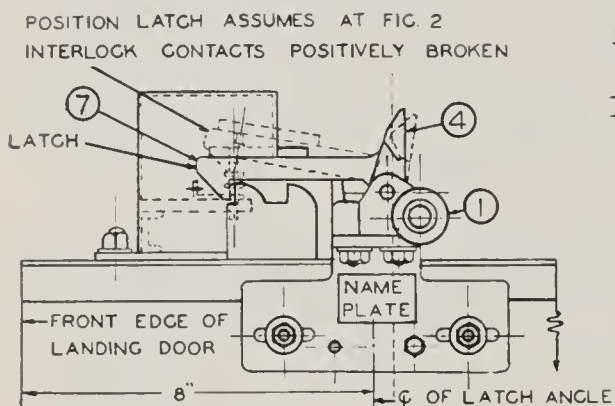


FIG. 5 ELEVATION AT A-A

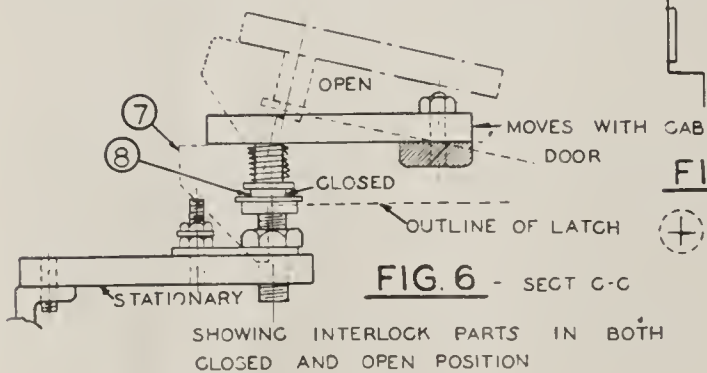


FIG. 6 - SECT C-C

SHOWING INTERLOCK PARTS IN BOTH CLOSED AND OPEN POSITION

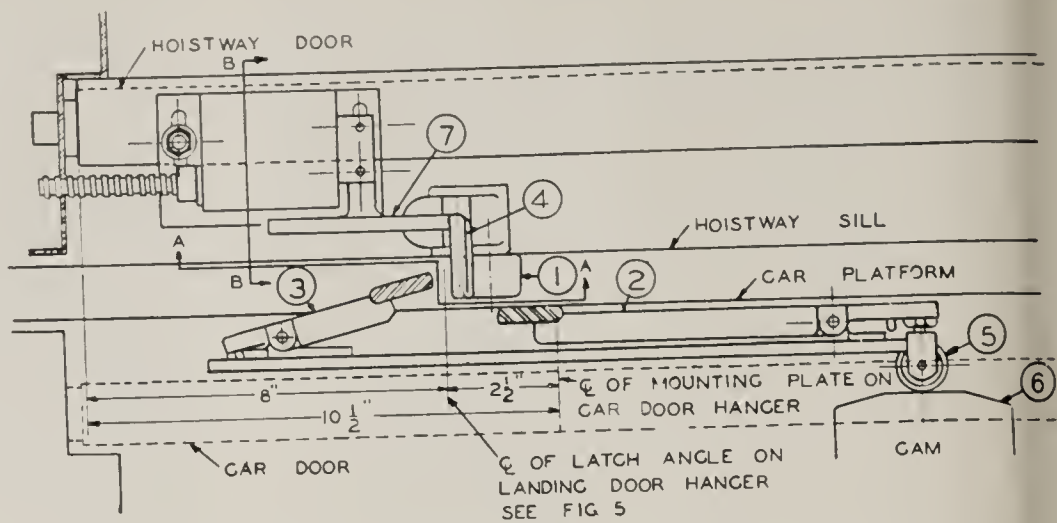


FIG. 1

SHOWING CAR AND HOISTWAY DOORS IN FULLY CLOSED POSITION. NOTE THAT THE SWINGING BRACKET 2 HAS RETIRED CLEARING THE LATCH AND LATCH ROLLER

ALL METAL PARTS OF LATCH AND KEEPER CADMIUM PLATED

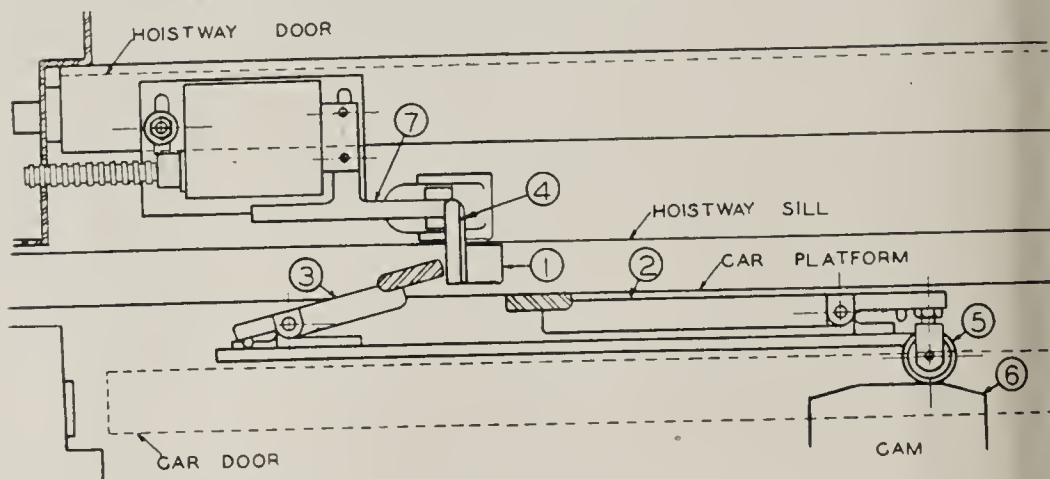


FIG. 2

SHOWING CAR DOOR OPENED APPROX. $\frac{1}{2}$ INCH WITH HOISTWAY DOOR STILL CLOSED. NOTE THAT THE STATIONARY BRACKET 3 HAS LIFTED THE LATCH, BROKEN THE INTERLOCK CIRCUIT, AND ENGAGED THE ROLLER 1 AS SHOWN DOTTED AT FIG 5 AND 6 FOR OPENING MOVEMENT. IN THE CLOSING MOVEMENT SWINGING BRACKET 2 RETIRES AT THIS POINT AND GRAVITY TYPE CLOSER CONTINUES THE CLOSING MOVEMENT TO LOCK THE DOOR AND MAKE THE INTERLOCK CIRCUIT AS SHOWN AT FIG. 6 AND 7.

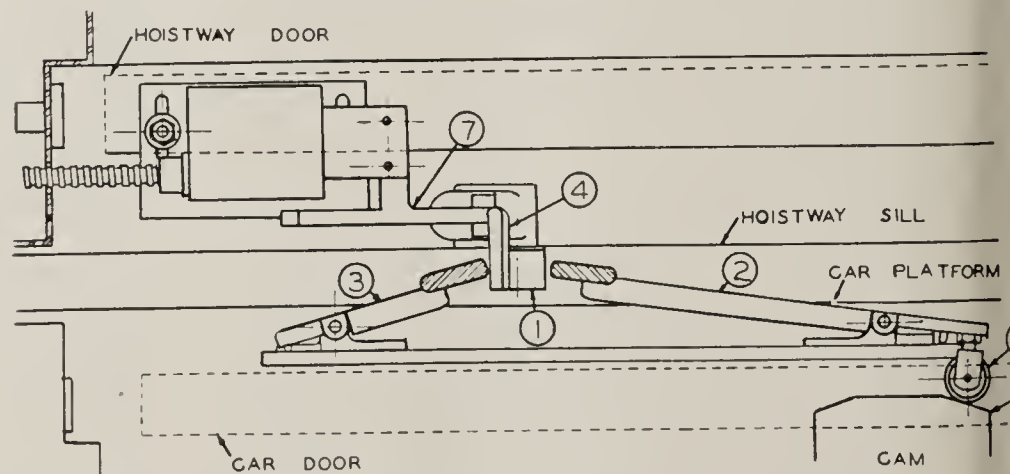


FIG. 3

SHOWING CAR DOOR OPENED APPROX. $1\frac{1}{2}$ INCHES WITH HOISTWAY DOOR OPENED APPROX 1 INCH. NOTE THAT THE SWINGING BRACKET 2 HAS ADVANCED TO ENGAGE THE ROLLER 1. THE TWO SETS OF DOORS ARE NOW LOCKED TOGETHER AND CONTINUE TO BE LOCKED TOGETHER UNTIL THE SWINGING BRACKET 2 RETIRES IN THE CLOSING MOVEMENT AS SHOWN AT FIG 2

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permanently marked, labelled or stamped, reading as follows: "Approved by the Board of Standards and Appeals under Cal. 102-43-SA."

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

WHEREAS, this report recommended the approval of this appliance.

Resolved, that the Board of Standards and Appeals does hereby *approve* the appliance known as the R. W. No. 1403 Elevator Interlocking Device, *on condition* that the appliance be manufactured, installed, and labelled, stamped or tagged in accordance with the above report.

Adjourned: 4:30 P.M.

JOSEPH J. DOYLE, Chief Clerk.

SMOKING IN FACTORIES

Adopted by the Board of Standards and Appeals,
August 12, 1918.

Rule 1. Permit.

a) **Prohibition.** No person shall smoke, or carry a lighted cigar or cigarette in any factory as defined in Article 1, Section 2, of the State Labor Law, nor in any portion of a factory, within the City of New York, except in such protected portions or special classes of occupancies as are specified in Rule 2 of these rules, and then only after the issuance of a permit by the Administrative official.

It shall be the joint and several duty of the owner and the lessee or lessees of the building containing such factories or factories to cause to be posted in each and every entrance hall, stair hall or room throughout the building, as well as in every elevator-car, in English, and also in such other language or languages as the administrative official may direct, a notice of such prohibition, and the penalty for its violation.

b) **Application.** Application for such permit shall be made only by the owner of the building on suitable blank forms to be furnished by the administrative official.

c) **Time Limit.** Such permit shall be for a definite period, not exceeding one year, and shall not be renewed upon expiration until a reinspection of the premises for which it is issued has been made for the purpose of determining whether existing conditions warrant a renewal.

d) **Conditions.** The permit shall state the conditions under which, the hours between which, and the place or places in such factory where smoking may be permitted, and this permit shall be framed and kept posted in a conspicuous place in the factory.

e) **Revocation.** Violation of any of the conditions specified in the permit, in addition to incurring such penalties as are prescribed by law, shall be full and sufficient cause for the revocation of such permit by the administrative official, and shall not again issue a permit for the same premises until at least one year has elapsed.

Rule 2. Permissible Cases.

Smoking may be permitted in:

(a) Factories engaged in the manufacture of cigars, cigarettes, or smoking tobacco, when necessary for the efficient conduct of the business, provided that:

(1) No smoking other than that for sampling, testing and experimental purposes is carried on.

(2) Such smoking is conducted in a room provided especially for that purpose, separated from the rest of the building by fireproof or fire-resisting partitions, with all openings therein protected by selfclosing fire doors, and further, unless the building is of fireproof construction or provided with an approved automatic sprinkler system, the floor and ceiling of such room shall be covered with fire retarding material.

(3) Such chemical fire extinguishers as the administrative official may direct are installed.

(4) All waste paper and other inflammable waste materials are deposited in fireproof receptacles.

(b) Factories devoted entirely to one of the following occupancies:

Blacksmithing or horseshoeing;

Boiler making;

Brick, terra cotta or artificial stone works;

Forge shops;

Foundries;

Iron, steel, brass or copper works;

Machine shops;

Smelting;

Stone or monumental works;

provided that in any case:

(1) The building is not of wooden construction;

(2) Such chemical fire extinguishers as the administrative official may direct are installed;

(3) All waste paper and other inflammable waste materials are deposited in fireproof receptacles.

THE BUILDING LAWS

Now on Sale

THE VARIOUS BUILDING LAWS OF THE CITY OF NEW YORK ARE NOW published in FOUR SEPARATE VOLUMES, consisting of matters affecting or relating to the construction, maintenance, alteration, demolition or removal of structures and buildings in the City of New York; including excerpts from the STATE LABOR LAW, PLUMBING CODE, ELEVATOR RULES, THE NEW YORK CITY CHARTER, the complete BUILDING CODE OF THE CITY OF NEW YORK; the MULTIPLE DWELLING LAW, the STATE PLASTERING LAW, various local laws, and building and construction rules and regulations adopted by various City and State agencies. These volumes are now ON SALE at the office of the Supervisor of the City Record, ROOM 2213, MUNICIPAL BUILDING, MANHATTAN, NEW YORK CITY. The price for the complete set of four volumes is \$4 (\$4.10 by mail), single volumes each containing certain parts of the above described legislation, \$1 (by mail \$1.10).

RULES

RULES FOR TESTS OF FIRE-RESISTIVE, FLAMEPROOFED MATERIALS, SUCH AS TEXTILES, PAPER, SIMILAR MATERIALS AND ADHESIVES USED FOR DECORATIVE PURPOSES AND TREATED ACOUSTICAL DRAPERIES, CARPETS AND SIMILAR MATERIALS FOR USE IN PLACES OF PUBLIC ASSEMBLY AND SPECIAL OCCUPANCY STRUCTURES.

ADOPTED BY THE BOARD OF STANDARDS AND APPEALS MAY 3, 1940. EFFECTIVE IN ACCORDANCE WITH SECTION 665, SUBDIVISION C, OF THE NEW YORK CITY CHARTER, MAY 27, 1940.

[Cal. No. 294-40-SR]

AUTHORITY:

Pursuant to the authority vested in the Board of Standards and Appeals by Section 666, paragraph 2, of the Charter of the City of New York and Section C26-721.0b (12.2) as amended by Local Law No. 170, approved November 14, 1939, and Section C19-161.1 Local Law No. 112, approved July 18, 1939.

1.0 SCOPE

These requirements apply to flameproofed combustible materials used for decorative or other purposes within special occupancy structures as defined in Section C26-715.0 (12.1.1) and other places of public assembly as provided in Section C-19-161.0, which was amended by Local Law No. 112.

2.0 GENERAL REQUIREMENTS

It shall be unlawful for any person to use any decorations, drape, curtain or scenery used for artistic enhancement which is made of combustible material, unless painted or saturated with a non-combustible material or liquid or otherwise rendered safe against fire to the satisfaction of the Fire Commissioner and in accordance with the requirements of these Rules, in any building of a public character, including a hotel, theatre, restaurant, public hall, department store, and a building used or intended to be used for purposes of public assembly, amusement or instruction, and a building where large numbers of persons congregate (See Section C19-161.1) except as exempted in Rule 7.

After flameproofing, such processing as ironing, sewing and normal handling shall have no detrimental effects on the treatment of the material.

3.0 APPROVAL OF MATERIALS AND METHODS USED IN FLAMEPROOFING TEXTILES, ETC.

3.1 No materials or methods for flameproofing combustible materials for use under these Rules shall be used unless approved by the Board.

4.0 FLAMEPROOFING PROPERTIES.

The flameproofed material, when subjected to the test described in Rule 5.0, shall meet the following requirements as to fire-retardant properties.

4.1 FLASHING—No flashing shall occur at any time on the length of the test specimen. A flashing due to fuzz or bad edges may be disregarded.

4.2 DURATION OF FLAME—The average continuation of flaming shall not exceed 3 seconds.

4.3 DURATION OF GLOW—The average continuation of glow at the edge of the charred area shall not exceed an additional twenty seconds after the cessation of flaming. Glow confined to the charred area may be disregarded.

5.0 TESTS.

Tests for each specific installation of originally treated combustible material, or any re-tests thereof, shall be made by the Fire Commissioner, or in a laboratory approved by him, in accordance with the requirements of these Rules.

5.1—SAMPLING FOR TEST SPECIMENS—

Samples of each variety of material and for every kind of treatment shall be subject to separate tests. Samples shall be of sufficient size to furnish test specimens provided for in Rule 5.2. At least three samples shall be furnished for every 500 square feet or fraction thereof.

5.2—TEST SPECIMENS—Specimens for test shall be 2 in. wide and 12½ in. long and shall be numbered on one end. Test specimens shall be carefully cut from at least three different places in the material to provide a minimum of three test specimens from each material for testing.

5.3 CONDITIONING OF TEST SPECIMENS

The test samples or test specimens shall be dried for 24 hours in a room of average temperature of 70° F., with an average humidity of 40%.

5.4—TEST FOR PERMANENCE OF CHEMICALS—

Test specimens shall be suspended by fold and pinning one-half inch of the numbered end over horizontal 8-gauge wire, placed two inches above center of a 7-inch opening in a 3 ft. wind tunnel arranged to deliver a wind velocity to the air, at the tunnel exit of 700 lineal feet, plus or minus 50 ft. per minute, measured by a suitable anemometer on a line with the wire. In this position the test specimens shall be whipped for five minutes. Immediately upon conclusion of the test, the specimens shall be placed in a closed dry container until required for the flame test.

5.5 APPARATUS FOR FLAME TEST—

The apparatus shall consist of a ring stand 20 inches high with an adjustable clamp housed in a metal shield 12 inches square and 20 inches high, open in front and at both ends and a Bunsen or Tirrill gas burner which shall have a tube of ⅜-inch inside diameter.

5.6 FLAME TEST—

A whipped test specimen shall be taken from the closed container required in Rule 5.4 and suspended vertically with one-half inch of the numbered end in a clip held in a clamp on the ring stand so that the test specimen shall hang vertically within the center of the metal shield required in Rule 5.5. The lower end of the test specimen shall be three-quarters of an inch above the top of the gas burner on which the air supply is shut off completely and adjusted to give a luminous flame 1½ inches long. The flame shall be applied for 12 seconds, then withdrawn. The results of the test for duration of flame and duration of glow of the three test specimens shall each be averaged and recorded. Flashing, if any, shall be noted.

6.0 APPROVAL AND CERTIFICATION.

The approval of materials that have been flameproofed provided in Rule 1.0 and tested as required in Rule 5.0 to determine flameproofing properties as given in Rule 4.0, shall be limited to one year. An affidavit by the person, firm or corporation flameproofing the combustible materials shall be filed with the Fire Commissioner stating that the flameproofing compound and method complies with the approval of the Board, with calendar number thereof, and including the date of treatment and warranted period of effectiveness of flameproofing.

6.1 The Fire Commissioner may require check tests at any time. Upon the termination of the approval provided for in Rule 6.0, a retest of the flameproofed combustible materials shall conform to the following:

Flameproofed materials shall withstand a test of at least 400° F., as measured by a pyrometer, or other acceptable method, for approximately one-minute's duration by means of an open flame. Under such test, flameproofed material shall not flash or support combustion and shall not glow outside of the char if a test is set up by the open flame. Material found not to conform to these requirements, shall be removed and replaced with materials conforming to the requirements of Rule 4.0.

7.0 EXEMPTION.

These Rules shall not be construed to apply to merchandise for sale or displayed for sale, to guest rooms in hotels, offices, to works of art in museums, nor to churches and places of religious worship.

BULLETIN

OF THE

BOARD OF STANDARDS AND APPEALS

CITY OF NEW YORK

Issued under authority of Chapter 27, Section 665 of the Charter of the City of New York.

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DIRECTORY

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COURT DECISIONS

Matter of Marie Ramundo vs. Murdock, et al—On July 5, 1939, the Board denied an appeal from an order of the Borough Superintendent, Department of Housing and Buildings; Cal. No. 474-39-A; premises 1711 Taylor Avenue, W.S., 95.01 ft. north of Van Nest Avenue, Borough of The Bronx. By order of the Court, the appeal was restored to Calendar for additional testimony.

On July 1, 1941, the Board received additional testimony, indicating that prior to April 18, 1929, the building was not occupied by 3 families, in accordance with definition of a family in the Multiple Dwelling Law, etc., etc.; Board denied request to restore to Calendar.

Mr. Justice McGeehan at Special Term, Supreme Court, reversed Board and annulled the order of Borough Superintendent, Department of Housing and Buildings (N.Y.L.J. March 7, 1942).

The building is a two-story frame structure, erected in 1903 for two families and located in a residence use district. Affidavits filed alleged that the building had been occupied for three families without legal sanction prior to 1929. The Borough Superintendent issued a permit for alterations to accommodate three families (Alteration Application 963-37) under the authority of the decision at Special Term, Supreme Court by Mr. Justice Peter Smith in re *People (Louis H. Pink as Superintendent of Insurance) vs. Murdock* (N. Y. Law Journal November 27, 1937), 166 Misc. 124, 300 N. Y. S. 1250. Later, the approval of plans was rescinded and a Certificate of Occupancy refused. Upon appeal to the Board, the action of Borough Superintendent was affirmed, holding that neither the Borough Superintendent nor the Board had any jurisdiction to vary the Multiple Dwelling Law, and that the alteration is not permissible so as to increase the number of families under Section 56 of the Multiple Dwelling Law. Upon review of the decision of Special Term, reversing the action of the Board, Supreme Court, Appellate Division, First Department, unanimously restored the decision of the Board.

Court of Appeals dismissed motion for leave to appeal with costs and \$10. costs of motion, on the ground that an appeal would lie as of right if taken within the statutory time. (N. Y. L. J. May 28, 1943.)

In the Matter of 165 West 71st St., Inc. (Murdock)—Under Cal. No. 791-42-A the Board denied an appeal to review the decision of the Borough Superintendent, who had refused to permit one of two buildings which had been occupied jointly as a multiple dwelling to be occupied as an independently operated multiple dwelling. Under a previous appeal, Cal. No. 838-23-A, the Board had permitted the two buildings to be occupied jointly with exits common to both sections; premises 165 West 71st Street, Borough of Manhattan.

Upon court review, Mr. Justice Bernstein at Special Term, Supreme Court, affirmed the decision of the Board, stating in part as follows:

"The two buildings involved in the proceedings were, on the application in 1923 of the then common owner, converted into one single dwelling. They have ever since been occupied as one single dwelling with one certificate of occupancy. They have since 1938 been classified as a heretofore erected Class A multiple dwelling. They thus constitute but one multiple dwelling which cannot be transformed into two by a change of the one common ownership into two separate ownerships. Section 8 of the Multiple Dwelling Law provides that "No dwelling shall be altered so as to be in violation of any provision of this chapter relating to like class and kind of dwelling." Section 13 of the law provides that "should the use or character of any such dwelling (heretofore erected) be hereafter altered or converted, such dwelling shall be re-

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quired to comply with the provisions of Section Eight of this Chapter." Those provisions relate to the particular dwelling heretofore known as Nos. 165-167 West Seventy-first street and not to but one portion of it. To permit the alteration of the petitioner's portion of the dwelling would not only destroy the use to which the other portion of the building is presently being applied or compel its owner to conform to all the provisions of the Multiple Dwelling (Law) relating to buildings erected after 1929, but require the board to vary those clear provisions of the law. This is expressly forbidden by the statute (Multiple Dwelling Law, Sec. 9; Administrative Code, Sec. 666 (6)-2.0) * * * (N. Y. L. J. May 26, 1943).

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| 252-43-A | F.D. | 80-84 Sedgwick street, south side, 175 ft. west of Columbia street (Block 318, Lots 19 and 24), Borough of Brooklyn, 94579-C. |
| 253-43-A | H.B.B. | 104 Second place and 428 Court street, southwest corner (2nd floor); (Block 366, Lot 28), Borough of Brooklyn, Alt. 762-43. |
| 254-43-A | H.B.Q. | 127-12 Atlantic avenue, northeast corner of 129th street (Block 9445, Lots 1 and 4), Richmond Hill, Borough of Queens, N.B. 22-43. |
| 255-43-A | H.B.Q. | 28-53 216 street, north side, 477.32 ft. east of 28th avenue (Block 6019, Lot 1), Bayside, Borough of Queens, (Under Section 35, General City Law re bed of Mapped street (29th avenue), Alt. 645-43. |
| 256-43-A | F.D. | 40-33 23rd street, east side, 100 ft. north of 41st avenue (Block 408, Lot 9), Long Island City, Borough of Queens, 94454-L.C., and Decision. |
| 257-43-A | H.B.Bx. | 568 Wales avenue, southeast corner of East 150th street (Block 2653, part of Lot 9), Borough of The Bronx, Amendment to Alt. 558-42. |
| 258-43-A | F.D. | 34 West 17th street, south side, 390 ft. east of Sixth avenue (Block 818, Lot 70), Borough of Manhattan, 17183-L.F., and Decision. |
| 259-43-A | F.D. | 22-48 Steinway street, west side, 372.91 ft. north of 23rd avenue (Block 805, Lot 9), Long Island City, Borough of Queens, 94872-C. |
| 260-43-A | F.D. | 20-40 Jay street, 22-44 John street, southwest corner, 19-37 Pearl street and 145-165 Plymouth street (Block 19, Lot 1), Borough of Brooklyn, 10217-L.F., and Decisions. |
| 261-43-A | F.D. | 185-187 Canal street and 95-99 Mott street, northwest corner (Block 205, Lots 25 and 30), Borough of Manhattan, 13442-L.F., and Decision. |
| 262-43-A | F.D. | 595 Flushing avenue, north side, 165 ft. 4 in. west of Marcy avenue (Block 2264, Lot 46), Borough of Brooklyn, 94620-L.C. |
| 263-43-BZ | H.B.B. | 233-235 Norwood avenue, east side, 193 ft. 11 in. north of Atlantic avenue (Block 4137, Lot 1), Borough of Brooklyn, Alt. 1509-43. |

264-43-S—H.B.M.—165 West 10th street, north side, 1 ft. 5/8 in. east of Seventh avenue (Block 611, Lot 33) Borough of Manhattan, Alt. 456-43.

265-43-A—H.B.Q.—148-18 89th avenue, south side, 1 ft. east of 148th street (Block 9681, Lot 58), Jamaica Borough of Queens, Alt. 636-43.

266-43-A—H.B.Q.—26-01 154th street, southeast, corner of 26th avenue (Block 4849, Lot 1), Flushing, Borough of Queens, Alt. 187-43.

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Sprinkler Rules	June 29, 1937—Vol. 22, No. 8, 1937—Vol. 22, No. 7, 1932—Vol. 17, No. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.	
Standpipe Fireline Rules	June 8, 1937—Vol. 22, No. 7, 1932—Vol. 17, No. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.	
Structural Alterations, Reporting ..	June 7, 1932—Vol. 17, No. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.	
Tank Trucks, Fuel Oil, etc.	Nov. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.	
Tank Trucks, Gasoline, etc.	Nov. 24, 1936—Vol. 21, No. 24, 1936—Vol. 21, No. 10, 1923—Vol. 8, No.	
Wire Glass Rules (Amendment to Rule 505 of Industrial Code) ...	Apr. 10, 1923—Vol. 8, No.	

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wners, to permit in a business use district, for a term of two ears, the parking and storage of more than five motor ehicles; premises 20-30 Bay Ridge avenue, south side, 233 . 8½ in. west of Narrows avenue (Block 5868, Lot 15), orough of Brooklyn.

36-42-BZ—Application of Harry Yahr, applicant and essee, on behalf of The Gerry Estates, Inc., owner, re- pened May 4, 1943, under section 7h of the zoning esolution, to permit in a retail-1 use district, for a term f two years, the parking and storage of more than five otor vehicles (previously denied); premises 108-112 Vest 41st street, south side, 125 ft. west of Sixth avenue Block 993, Lot 38), Borough of Manhattan.

57-43-BZ—Application, April 5, 1943, under section 7c f the zoning resolution, of Lama and Proskauer, appli- ants, on behalf of Meta Twinen, owner, to permit in residence use district, the conversion of occupancy of building occupied as a shoe factory to a junk shop; remises 220-230 (224-228 displayed) Ashford street, west de, 108 ft. 3 in. south of Atlantic avenue (Block 3967, art of Lot 25), Borough of Brooklyn.

7-43-BZ—Application, March 5, 1943, under section 7c f the zoning resolution, of George H. Cohn, applicant, n behalf of Crew Levick Corporation, owner (Morris mith, lessee), to permit partly in a business use and artly in a residence use district, the extension of an xisting gasoline service station and also the inclusion f the use of parking and storage of more than five otor vehicles; premises 1775-1785 59th street and 5814- 324 18th avenue, northwest corner (Block 5504, Lots 3 and 45), Borough of Brooklyn.

37-41-BZ—Application, November 14, 1941, under sec- on 7c of the zoning resolution, of Louis A. Kiesewetter, applicant, on behalf of The Texas Company, owner, to per- it in a business use district, the reconstruction of and the rection of a new accessory building upon an existing gaso- ne service station; premises 736-746 Linden boulevard and 96-804 Utica avenue, southwest corner (Block No. 4675, ot No. 6), Borough of Brooklyn.

Appeal from Administrative Decision.

92-42-A—796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block No. 4675, Lot No. 6), orough of Brooklyn, Misc. 8575-41.

HARRIS H. MURDOCK, *Chairman.*

JUNE 8, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing,uesday afternoon, June 8, 1943, at 2 o'clock in Room 013, Municipal Building, Manhattan, on the following atters:

Appeals from Administrative Decisions.

92-42-A—1632 Glover street, east side, 40.9 ft. south ofastle Hill avenue (Block 3990, Lot 33), Borough ofhe Bronx.

93-42-A—1630 Glover street, east side, 67.9 ft. south ofastle Hill avenue (Block 3990, Lot 32), Borough ofhe Bronx.

95-43-A—323-335 East 44th street, north side and 322-4 East 45th street, south side, 175 ft. west of Firstvenue (Block 1337, Lot 4), Borough of Manhattan.

96-43-S—213-221 Duffield street, east side, 100 ft. southWilloughby street and 110-114 Willoughby street (Block77, Lot 18), Borough of Brooklyn.

90-43-A—785 Westchester avenue, west side, 272.46 ft.orth of Tinton avenue (Block 2655, Lot 22), BoroughThe Bronx.

780-42-A—755 East 134th street, north side, 100 ft. westof Willow avenue (Block 2563, Lot 45), Borough ofThe Bronx.

164-43-A—45-14 51st street, west side, 100 ft. south ofQueens boulevard (Block 1382, Lot 54), Woodside,Borough of Queens.

197-43-A—1185-1223 Flushing avenue, southwest cornerof Harrison place (Block 3007, Lot 3), Borough ofBrooklyn.

207-43-A—61 Liberty avenue, northeast corner of Wat-kins street (5th floor); (Block 3491, Lot 1), Boroughof Brooklyn.

224-43-A—22-14 40th avenue, southwest corner of 23rdstreet (Block 409, Lot 27), Long Island City, Boroughof Queens.

228-43-A—35-04 160th street and 159-14 35th avenue,southwest corner (Block 5279, Lots 49 and 53), Flush- ing, Borough of Queens.

35-43-S—38 West 38th street, south side, 412 ft. eastof Sixth avenue (Block 839, Lot 63), Borough of Man- hattan.

239-43-A—Re packaging of combustible mixture knownas "Victory Difusor Liquid" in one gallon and one- half gallon glass jugs (glass jugs not in conformity withAdministrative Code Specifications).

225-43-A—89-107 Gold street, southeast corner of Frontstreet (5th floor); (Block 56, Lot 3), Borough of Brook- lyn.

219-43-A—65-81 Broad street, 32-36 Beaver street, south- east corner and 28-36 South William street, northeast corner of Broad street (Block 29, Lot 70), Borough ofManhattan.

226-43-A—511-513 East 164th street, north side, 108.18 ft. west of Third avenue (Block 2369, Lot 45), Borough ofThe Bronx.

230-43-A—42-60 Stewart avenue, east side, from Harri- son place to Ingraham street (Block 3001, Lot 1), Bor- ough of Brooklyn.

214-43-A—137-139 East 25th street, north side, 79.10 ft. east of Lexington avenue and 138 East 26th street (3rd floor); (Block 881, Lot 29), Borough of Manhattan.

229-43-A—47-02 31st place, southwest corner of 47thavenue (Block 281, Lot 1), Long Island City, Boroughof Queens.

202-43-S—47-02 31st place, west side, between 47th ave- nue and 48th avenue (Block 281, Lot 1), Long Island City, Borough of Queens.

221-43-S—468-486 Vanderbilt avenue, west side, 257 ft. 7 in. north of Atlantic avenue (Building 3); (Block 2009, Lot 1), Borough of Brooklyn.

220-43-S—505 Clermont avenue and 783 Atlantic avenue,northeast corner (Building 1); (Block 2009, Lot 1), Borough of Brooklyn.

181-43-S—8-12 Forrest street, south side, 95 ft. east ofBushwick avenue (Block 3145, Lot 11), Borough ofBrooklyn.

213-43-S—228 West Broadway, west side, 64 ft. 11-11/12 in. south of North Moore street and 8 North Moore street, south side, 65 ft. 8 in. west of West Broadway (Block 189, Lot 41), Borough of Manhattan.

264-43-S—165 West 10th street, north side, 31 ft. 5/8 in. east of Seventh avenue (Block 611, Lot 33), Boroughof Manhattan.

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231-43-A—145-03 Hook Creek boulevard, east side, 34 ft. south of 145th avenue (Block 4952, Lot 1), Rosedale, Borough of Queens.

235-43-A—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth Creek and Newtown Creek (Machine Shop Building 44); (Block 2600, Lot 200), Maspeth, Borough of Queens.

254-43-A—127-12 Atlantic avenue, northeast corner of 129th street (Block 9445, Lots 1 and 4), Richmond Hill, Borough of Queens.

253-43-A—104 2nd place and 428 Court street, southwest corner (Block 366, Lot 28), Borough of Brooklyn.

Materials for Approval.

1274-39-SM—Embeco (Metallic Powder) Admixture to Concrete.

901-42-SM—Onyx Fireproof S P Compound.

HARRIS H. MURDOCK, *Chairman.*

JUNE 15, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning June 15, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

389-42-BZ—Application, May 12, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Dominick Carl Carena, owner, to permit in a business use district, the alteration and extension of an existing gasoline service station; premises 8216-8220 Astoria boulevard and 2408-2412 83rd street, southwest corner (Block 1094, Lot 6), Jackson Heights, Borough of Queens.

1192-40-BZ—Application of Earl L. Bergoff, applicant and lessee, on behalf of Central Savings Bank, owner, reopened February 2, 1943, under section 21 of the zoning resolution, to permit in a business use district, the use of part of a plot now occupied for the parking and storage of more than five motor vehicles (previously granted by the Board for a temporary period) for the display and sale of used cars; premises 312-338 West 59th street, south side and 315-347 West 58th street, north side, 200 ft. east of Ninth avenue (Block 1049, Lots 9 and 44), Borough of Manhattan.

137-43-BZ—Application, March 29, 1943, under section 21 of the zoning resolution, of Ocean View—The Cemetery Beautiful, Inc., applicant and owner, to permit in a residence use district, the erection and maintenance of an accessory building to a cemetery—the building to be used as a five-car garage and utility building; premises 3331 Amboy road, north side, 1,365 ft. west of Montreal avenue (Block 4535, Lot 1), Oakwood Heights, Borough of Richmond.

10-43-BZ—Application, January 5, 1943, under section 7h of the zoning resolution, of William A. Eckert, applicant, on behalf of Estate of Annie Gibney, owner (Title Guarantee and Trust Company, Administrator); (Maple Grove Parking Co., Inc., lessee), to permit partly in a business use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 137-52 to 137-70 Queens boulevard and the west side of 85th avenue, between Queens boulevard and 137th street (Block 9650, Lot 31), Jamaica, Borough of Queens.

137-26-BZ—Application of Arnold W. Lederer and James W. McGrath, applicants, on behalf of Rose Morizio, owner,

reopened June 10, 1941, under sections 7f, 7c and 21 of the zoning resolution, to permit for a stated term of years partly in a business use and partly in a residence use district, the erection and maintenance of an extension to existing garage for more than five motor vehicles; premises 8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn.

Appeal from Administrative Decision.

85-42-A—8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn (under section 36, General City Law—recreation of building fronting only on a private right of way not on the city map).

HARRIS H. MURDOCK, *Chairman.*

JUNE 15, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, June 15, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Appeals from Administrative Decisions.

746-42-A—241 West 72nd street, north side, 280 ft. 5 in. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

95-43-S—45-17 Pearson street, east side, 150 ft. south of Northern boulevard (Block 84, Lot 11), Long Island City, Borough of Queens.

121-43-A—237-241 (233 displayed) Westminster road, east side, 300 ft. south of Beverly road (Block 5143, Lot 48)

HARRIS H. MURDOCK, *Chairman.*

JUNE 22, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning, June 22, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

31-43-BZ—Application, January 19, 1943, under section 7c of the zoning resolution, of William V. McDevit, applicant, on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the alteration and extension of an existing gasoline service station, to be used as gasoline service station, office, lubricatorium and auto laundry; premises 76-88 Grand street extension and 277-283 South 3rd street, southeast corner (Block 2422, Lots 34 and 35), Borough of Brooklyn.

170-43-BZ—Application, April 9, 1943, under sections 7 and 21 of the zoning resolution, of Charles M. Spindle, applicant, on behalf of Valentine Realty Co., owner (Forack Corporation, lessee), to permit in a business use district, for a term of two years, the maintenance of a business sign on the East 187th street front of the building; the said sign, which projects more than 10 inches beyond the building line, does not conform with the requirements of the zoning resolution; premises 2402 Ryer avenue, southeast corner of East 187th street (Block 3152, part of Lot 11), Borough of The Bronx.

263-43-BZ—Application, May 29, 1943, under sections 7 and 21 of the zoning resolution, of Cafiero and Lacerenza, applicants, on behalf of East New York Savings Bank, owner, to permit in a residence use district, the alteration and conversion of occupancy of a building

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occupied as a garage for more than five motor vehicles and a cut glass works; premises 233-235 Norwood avenue, east side, 193 ft. 11 in. north of Atlantic avenue (Block 137, Lot 1), Borough of Brooklyn.

2-43-BZ—Application, April 19, 1943, under section 21 of the zoning resolution, of Charles R. Saul, owner of Columbia Storage Warehouses, lessee), to permit in a

residence use district, upon the first story of an existing storage warehouse, the inclusion of a garage for twelve (12) motor vehicles—used by the owner in the conduct of the storage warehouse business; premises 56-58 West 67th street, south side, 50 ft. east of Columbus avenue (Block 1119, Lot 57), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman.*

NOTICE

WARNING

Notice is hereby given to all appellants and applicants, and to all lawyers, architects and engineers representing owners or lessees in proceedings before the Board—

First, That if they do not appear in person or by representative at the hearing of their case, dismissal for lack of prosecution is likely to result.

Second, That due and ample notice of the date set for hearing is provided in the publication in this BULLETIN of the calendars of the Board, each case being set down by Calendar Number and the premises under the date of the hearing.

Third, That no plea of ignorance of the date of the hearing can be entertained in view of this publication and the posting of the calendars on the bulletin board in the

offices of the Board and of the further publication of the calendars in the daily press.

Fourth, That no one is entitled to written notice of the date for the hearing in his case, and that the plea of failure to receive such notice is no excuse for neglect to appear.

Fifth, That the business of the Board is to dispose of all cases promptly; therefore, no appeal or application will be held in abeyance by reason of failure of the appellant or applicant to file necessary data, or by any other method of delay.

Sixth, That no appeal or application will be accepted for filing unless, at the time of filing, all papers, plans and data required by law are supplied, as specified on the blank appeal or application forms.

FORMS FOR NOTICE TO PROPERTY OWNERS

Applicants, under the building zone resolution, are entitled to one copy of Form 7NO.

If they desire additional copies, for their own convenience in notifying property owners, they may obtain such

copies at the office of the Board of Standards and Appeals, Room 1018, Municipal Building, Manhattan, at three cents each—postage to be added if the forms are forwarded by mail.

THE BUILDING LAWS

Now on Sale

THE VARIOUS BUILDING LAWS OF THE CITY OF NEW YORK ARE NOW published in FOUR SEPARATE VOLUMES, consisting of matters affecting or relating to the construction, maintenance, alteration, demolition or removal of structures and buildings in the City of New York; including excerpts from the STATE LABOR LAW, the PLUMBING CODE, ELEVATOR RULES, THE NEW YORK CITY CHARTER, the complete BUILDING CODE OF THE CITY OF NEW YORK; the MULTIPLE DWELLING LAW, the STATE PLASTERING LAW, various local laws, and building and construction rules and regulations adopted by various City and State agencies.

These volumes are now ON SALE at the office of the Supervisor of the City Record, ROOM 2213, MUNICIPAL BUILDING, MANHATTAN, NEW YORK CITY. The price for the complete set of four volumes is \$4 (\$4.10 by mail), single volumes each containing certain parts of the above described legislation, \$1 (by mail \$1.10).

NOTICE

Copies of the Official Directory of the City of New York for the year 1943 (The Little Green Book), containing the latest authentic information in relation to City, State and Federal Departments, Bureaus, Offices and

Courts, are now on sale at the office of the Supervisor of the City Record, Room 2213, Municipal Building, Manhattan. Price 50 cents; by mail, five cents per copy must be added for postage.

RULES

RULES GOVERNING THE INSTALLATION OF INTERIOR FIRE ALARM SIGNAL SYSTEMS, ADOPTED BY THE BOARD OF STANDARDS AND APPEALS, SEPTEMBER 27, 1917, AMENDED DECEMBER 6, 1917 AND FEBRUARY 7, 1918 AND REVISED DECEMBER 11, 1936

[108-16-SR]

Rules for Interior Fire Alarm Signal Systems

Authority: Section 666, subdivision 3 of the Charter of the City of New York to carry into effect the provisions of Chapter 19—487c—2.0, c, Administrative Code and the provisions of Section 279 of the Labor Law.

Scope of Rules

These rules apply to all hotels, as defined in the Administrative Code and the Multiple Dwelling Law; to all lodging houses having more than 15 sleeping rooms, or accommodating more than 15 lodgers above the first or ground story; to all public and private hospitals and asylums having more than 15 rooms, or accommodating more than 15 patients or inmates above the first or ground story; to all nurseries accommodating more than 30 children, or having a Board of Health permit for the accommodation of more than 30 children; to all Turkish or other special treatment bath houses where there are sleeping accommodations for more than fifteen persons on the premises; to all department stores having two or more departments where the public is admitted above the second floor; to all public schools, and to all single and tenant factory buildings, as defined in the Labor Law and specifically required by Section 279 of said Law.

Law

Section 279. Fire Alarm Signal Systems and Fire Drills:

1. Fire alarm signal systems. Every factory building over two stories in height in which more than twenty-five persons are employed above the ground floor shall be equipped by the owner thereof with a fire alarm signal system having a sufficient number of signals clearly audible to all occupants of the building, and so arranged as to permit the sounding of all the alarms within the building whenever the alarm is sounded in any portion thereof. Such system shall be maintained in good working order and no person shall tamper with same or render ineffective any portion thereof except to repair it. A person discovering a fire shall cause an alarm to be sounded immediately. The Board of Standards and Appeals in the City of New York, may make rules and regulations prescribing the number, character and location of the signals and the method and character of the installation, including that of all appliances in connection therewith.

3. Exceptions. Subdivisions one and two of this section shall not apply to a building in which every square foot of the floor area on all stories is protected with an automatic sprinkler system, having two adequate sources of water supply and approved by the public authorities having jurisdiction thereof, and in which also the maximum number of occupants of any one floor does not exceed by more than fifty percentum the capacity of the exits, as determined by subdivisions one, two and three of section two hundred and seventy-eight, in addition to the prescribed occupancy under subdivisions five, six and seven of said section. If the commissioner after investigation determines that the spirit of this chapter is observed and public safety secured, he may permit in place of the automatic sprinkler system before specified, an automatic sprinkler system having one adequate source of water supply and approved by the public authorities having jurisdiction thereof.

Chapter 19—487E-2.0.c.1.

Interior Fire Alarms:—In every hotel, lodging-house, public or private hospital or asylum, department store, and public school, there shall be placed and provided, when required by the fire commissioner, an adequate and reliable electrical or other interior alarm system, to be approved by the said commissioner, by means of which alarms of fire or other danger may be instantly communicated to every portion of the building. The fire alarm apparatus and all other appliances placed or kept within any of such buildings for the purpose of preventing or extinguishing fires, or for affording means of escape therefrom in case of fire, shall be kept at all times in good working order and proper condition for immediate use, and any member of the uniformed force or authorized representative of the Fire Department may enter any of the said buildings at any time, for the purpose of inspecting such apparatus or appliances.

Rule 1. Definition of Terms.

- 1.1 The term "non-coded closed circuit fire alarm signal systems" shall mean a fire alarm signal system consisting of sending stations and signaling devices operated on supervised closed electric alternating current circuits, so arranged that the operation of any station will automatically sound the signaling devices throughout all portions of the building.
- 1.2 The term "coded closed circuit fire alarm signal systems" shall mean a fire alarm signal system consisting of sending stations and signaling devices operated on supervised closed electric circuits which transmits rounds of coded signals to indicate the floor or portion of the same from which the alarm was sent.
- 1.3 The term "heretofore" shall mean before December 31, 1936.
- 1.4 The term "hereafter" shall mean after December 31, 1936.
- 1.5 The term "approved" shall mean approved by the Board of Standards and Appeals.
- 1.6 The term "commissioner" shall mean the Fire Chief and Commissioner of the fire department specifically charged with the enforcement of law relating to interior fire alarm systems in the City of New York.

Rule 2. General.

- 2.1 All fire alarm signal systems and devices shall be approved by the Board of Standards and Appeals.
- 2.2 All devices and equipment that have been approved by the Board, shall have securely fastened thereon, a manufacturer's plate bearing the words "Approved by the Board of Standards and Appeals—No....", together with any other electrical data that the Commissioner may require.

Rule 3. Examination and Approval of Plans.

- 3.1 Before the installation or extension of any fire alarm system, specifications and plans thereof, showing complete details of the proposed installation, shall be submitted by the owner or his agent to the Commissioner for examination and approval.

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Rule 4. Classification.

- 4.1 Fire alarm signal systems shall be classified as follows:
- (a) Non-coded closed circuit fire alarm systems.
 - (b) Coded closed circuit fire alarm systems.
- 4.1.1 The code numbers that are used shall be submitted for approval to the Commissioner and shall be sounded at least four (4) times for each operation of the sending station.
- 4.2 A non-coded closed circuit system shall be so arranged that the operation of any station will automatically sound the signaling devices until hook is restored to its original position; and in the break-glass type until the glass has been replaced.
- 4.3 Coded closed circuit system shall be divided into three (3) classes:
- Class 1—General Systems.
 - Class 2—Pre-signal or dual operation systems.
 - Class 3—Unit and general systems—or Duplex systems.
- Special systems.
- 4.4 Class 1 systems shall be a general alarm system of the coded closed circuit type so arranged that the operation of any station will cause the signaling devices to sound the code number of that station at least four (4) times throughout the entire building.
- 4.5 Class 2 system shall be a pre-signal or dual operation system of the coded closed circuit type so arranged that the operation of any station will cause the sounding of the signaling devices located in the engine room, elevator shafts, basement or other places in the building where the members of the fire brigade work or assemble.
- 4.5.1 Approved means shall be provided at each station, so arranged that a subsequent operation of any station shall cause the sounding of all signaling devices throughout the building.
- 4.5.2 This subsequent operation shall be performed with the aid of a key or plug designed so as to prevent unauthorized sounding of the general alarm.
- 4.5.3 The pre-signal or dual operation key or plug shall be so designed that it can be readily identified by the person whose duty it would be to use same.
- 4.6 Class 3 system shall be a unit and general alarm or Duplex system of the coded closed circuit type so arranged that the operation of a station within a unit will cause all of the signaling devices in that unit and all of the signaling devices on the general alarm circuit to sound the code numbers of the unit and zone at least four (4) times.
- 4.6.1 An approved register and time stamp may be used in connection with a Class 3 system when approved by the Commissioner.
- 4.6.2 The register, if of closed circuit type, shall be operated from a separate closed circuit control board or from separate panel isolated by barrier from main control panel in main control board cabinet.
- 4.6.3 Approved closed circuit trouble and unit annunciators shall be installed as part of all Class 3 systems when required by the Commissioner.
- 4.7 Special systems shall include a complete Class 1, 2 or 3 system supplemented by special circuits for the operation of other fire alarm devices in the systems; or electric control systems for stop-

ping machinery, closing doors or ventilators as may be required by the Commissioner; or to call the central station of a private operating company or the fire department. Automatic fire detecting systems may be connected to operate an interior fire alarm system when connected thereto by an approved coded transmitter. In no case shall the transmitter be considered to replace the standard approved interior fire alarm station, except where a transmitter has been approved for both purposes. The special control circuits shall be separate and distinct from the fire alarm system but shall be brought into action whenever the fire alarm system is set in operation.

Rule 5. Systems Permitted in Factory and Other Buildings.

- 5.1 Non-coded closed circuit fire alarm signal systems shall be permitted only in a factory building not exceeding five (5) stories in height having not more than twenty-five hundred (2500) square feet in area in any one story and having not more than one hundred (100) persons in a single factory; nor more than fifty (50) persons in a multiple tenant factory above the first or ground floor.
- 5.2 Coded closed circuit systems shall be required in a factory building exceeding the requirements of Rule 5.1.
- 5.3 Special fire alarm signal systems shall be permitted in factory buildings at the direction of the Commissioner.
- 5.4 Coded closed circuit systems shall be required in all other types of buildings requiring an interior alarm system.

Rule 6. Installation and Construction Requirements.

- 6.1 All work in connection with the installation of a fire alarm signal system shall be performed in a neat and workmanlike manner to the satisfaction of the Commissioner.
- 6.2 In any fire alarm system there shall be not more than fourteen (14) direct nor more than ten (10) alternating current gongs or other approved sounding devices connected in one circuit.
- 6.3 There shall not be in any fire alarm system more than twenty (20) stations connected to one circuit or loop.
- 6.4 All gongs and signaling devices shall be located not less than eight (8) feet to the center above the floor.
- 6.5 All fire alarm stations shall be located five (5) feet three (3) inches from handle to floor.
- 6.6 An approved instruction card properly marked and framed under glass shall be installed at each fire alarm station.
- 6.7 All materials and devices used in fire alarm signal systems shall be securely fastened in position in a manner satisfactory to the Commissioner.
- 6.8 For fastening to masonry walls, through bolts, metal expansion shields or toggle bolts shall be used.
- 6.9 Wood screws shall be used for fastening equipment to wood surfaces.
- 6.10 The use of nails or wood or fibre plugs is prohibited.
- 6.11 When fire alarm apparatus is mounted upon a wooden back board, such back board shall be not less than seven-eighths ($\frac{7}{8}$) inch thick, impregnated with a non-absorptive compound. The back

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board shall be so mounted as to provide an air space of at least one-quarter ($\frac{1}{4}$) inch between the back board and the wall for free circulation of air.

- 6.12 All electrical conductors shall be installed in standard heavy wall, rigid iron or steel conduits protected with an approved rust preventive. Armored cable or flexible conduits will not be accepted.
- 6.13 All conduits shall be grounded to a water pipe by approved ground clamps with a conductor equal to the largest conductor used on the system and the smallest size ground conductors used shall not be less than No. 10 B. & S. gauge.
- 6.14 Splices in electrical conductors in vertical risers shall not be permitted. Splices when necessary in horizontal runs, shall be made in approved junction boxes and shall be properly soldered and taped. The cover of the junction box shall be painted fire department red to indicate that it contains splices. The use of wire nuts or other solderless splicing devices shall not be permitted.
- 6.15 Electrical conduits shall enter only at the side or the bottom of the control cabinet.
- 6.16 In coded fire alarm systems using break glass type stations, at least one (1) extra glass shall be provided for each station in the system.
- 6.17 All openings in walls, floors or ceilings where conduits pass through, shall be properly fire stopped.
- 6.18 Conduits shall contain only conductors used in connection with the fire alarm system.
- 6.19 When special care is taken to insure the wires against injury, four (4) wires may be placed in one-half ($\frac{1}{2}$) inch rigid iron conduits. Conductors shall consist of not less than No. 14 B. & S. gauge copper wire, having rubber insulation wall not less than three-sixty-fourths ($\frac{3}{64}$) inch thick.
- 6.20 Where necessary to assure reliable service, connections of conductors to terminals or binding posts shall be soldered. The use of a blow torch for soldering connections to terminals shall not be permitted.
- 6.21 Where wires pass underground from one building to another, they shall be enclosed in conduits, and shall be lead encased. Wires between buildings, when not run in conduit, shall be at least equivalent in conductivity and tensile strength to No. 8 B. & S. gauge copper wire for box and signaling circuits and shall be supported at least every seventy-five (75) feet on approved glass insulators and brackets, and be protected by approved lightning arrestors when required by the Commissioner. As far as possible, they shall be run under, rather than over, electric light or power wires.

Rule 7. Sending Stations.

- 7.1 There shall be at least one (1) fire alarm sending station in each story of any building requiring a manual fire alarm signal system, located in a natural path of escape from fire at a readily accessible location designated by the Commissioner, which always shall be kept unobstructed. Additional sending stations shall be installed so that no point on any floor in a non-fireproof building shall be more than one hundred (100) feet distant from the nearest sending station upon such floor. In fireproof or sprinklered buildings, the distance shall not be more than one hundred and fifty (150) feet.

Rule 8. Sounding Devices.

- 8.1 Sounding devices shall be sufficient in number to be clearly audible to all the occupants of the building.

Rule 9. Sub-divided Buildings.

- 9.1 Where a building is sub-divided by fire walls, each section shall be deemed a separate building for the purpose of fire alarm signal system installations. One control board may be used, if so arranged, as to operate the signaling devices in each section of the building independently; or may be operated as one unit when deemed necessary by the Commissioner.

Rule 10. Mixed Occupancy.

- 10.1 In buildings requiring fire alarm signal system of which parts are occupied by other than factory tenants and in which the conditions of construction and occupancy warrant the establishment of a local fire brigade, the Commissioner may authorize dual operation systems.

Rule 11. Existing Installations.

- 11.1 Fire alarm signal systems heretofore installed in buildings in the City of New York and installed in accordance with the rules then in force, shall be accepted as long as they are maintained in proper working order.

Rule 12. Sources of Electrical Energy.

- 12.1 Sources of electrical energy used in operating fire alarm signal systems shall be:
 1. Generated electric power, not exceeding a potential of 250 volts, including:
 - (a) Central Stations
 - (b) Isolated Plants
 2. Storage battery power
 - 12.1.1 Either source of power shall be used under conditions and limitations set forth by the Commissioner.
- 12.2 One source of energy shall be connected to the fire alarm system at all times. All auxiliary sources of energy when required shall be so arranged and controlled by an automatic switch that when the primary source of energy fails, the secondary source will be automatically connected to the fire alarm signal system. Intermediate devices are prohibited between the fire alarm control board and the source of current supply, except where specifically approved by the board for the purpose intended.

Central Stations

- 12.3 When the energy for a fire alarm signal system is supplied by a central station power system it shall be accepted as the sole source of supply; connections shall be made on the street side of the service switch except that in cases where the main service meter is within thirty (30) feet of the main switch of the premises, permission may be given by the Commissioner to connect to the house side of the meter when a certificate of recent date from the authority of competent jurisdiction has certified that the electrical wiring throughout the premises is in a safe condition. When a house side connection is made, the fire alarm cutout shall be the first connection and as near as possible to the meter. Same shall be enclosed in a locked and sealed metal cabinet, painted fire department red and stenciled "Interior Fire Alarm." Fuses shall be of the enclosed cartridge type. Screw plug fuses will not be accepted. The cutout shall be a three pole cartridge fuse cutout with neutral fuse replaced by a solid copper bar. The smallest size fuse used on a fire alarm system shall be fifty (15) amperes.

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Isolated Plants

- 12.4 Energy from isolated electric light and power plants shall be used for fire alarm signal systems only when there is a more than one generating unit and the plant is always in operation when the building is occupied. When only one generator unit is employed, the source of energy shall be supplemented by storage battery or other auxiliary service. The fire alarm service connection shall be taken from the main bus of the house switchboard and installed in accordance with the service requirements under central stations. When a house side connection is made, the fire alarm cutout shall be the first connection and as near as possible to the meter. Same shall be enclosed in a locked or sealed metal cabinet, painted fire department red and stenciled "Interior Fire Alarm." Fuses shall be of the enclosed cartridge type. Screw plug fuses will not be accepted. The cutout shall be a three pole cartridge fuse cutout with neutral fuse replaced by a solid copper bar. The smallest size fuse used on a fire alarm system shall be fifteen (15) amperes.

Storage Battery

- 2.5 When a storage battery equipment is used as the sole source of current for a fire alarm signal system, the storage battery shall be provided in duplicate; or an approved type trickle charger may be substituted for the duplicate storage battery located in a room sufficiently ventilated. Such installations shall be equipped with a switchboard or panel of approved material on which are mounted volt meters, ammeters, circuit breakers, fuses, resistances, switches, starting devices for motors, field rheostats for generator and other apparatus required for charging and operating the battery.
- 2.6 Storage batteries shall be so located and ventilated as to avoid danger of sparking contacts igniting flammable gases or vapors.
In no case shall a storage battery be located in the same room with a gas meter.

e 13. Acceptance Test.

- 3.1 Upon completion of a fire alarm signal system and as a condition of acceptance, a test of the entire installation shall be made under the direction of the Commissioner.
- 3.2 All systems shall show an insulation resistance of not less than ten (10) megohms with signaling apparatus disconnected.
- 3.3 The owner or contractors shall furnish all the necessary tools, instruments and labor to conduct this test when required by the Commissioner. The contractor shall notify the Department having jurisdiction in writing at the start and upon completion of the installation.

e 14. Daily and Monthly Test.

- 4.1 Every fire alarm system shall be tested each morning immediately after the hours of starting work. No such system shall be used for any other purpose, except that the daily dismissal signals may be given if authorized by the Commissioner. The use of the system for fire drill purposes may be considered a test of those parts of the system actually used.
- 4.2 Each sending station shall be tested at least once a month.
- 4.3 All apparatus requiring winding shall be rewound after each operation and kept in normal condition.
- 4.4 A complete record of monthly tests, fire drills and other operations of fire alarm systems shall be kept subject to inspection by the Commissioner.

Rule 15. Maintenance.

- 15.1 Interior fire alarm systems shall be maintained in operating condition at all times, unless the buildings are vacated for a period longer than one week. If the system becomes inoperative at any time, it shall be the duty of the owner or the person designated by him to be in charge of the system to notify all the occupants of the building and to take immediate steps to have the system restored to working order. He shall also place cards on the fire alarm boxes indicating that the system is out of order.
- 15.2 If, for any reason, it becomes necessary to disconnect the source of current of any system, the owner or other responsible person shall notify the Commissioner in advance of such disconnection, stating the reason therefor.
- 15.3 In systems using break glass type stations, at least one (1) extra glass for each station in the system shall be kept on the premises.

Rule 16. Alarm Boxes.

- 16.1 In fire alarm signal systems the metal case enclosing exposed or surface alarm boxes shall be of cast iron and drilled and tapped to receive the conduit. When exposed to moisture the box shall be enclosed in a suitable weather-proof outer shell. In new buildings, approved back boxes embedded in the wall may be used and the conduits shall be properly secured by lock nuts and bushings.
- 16.2 All current carrying parts shall be insulated from parts of opposite polarity with approved insulating material.
- 16.3 All coded pull lever type stations shall be fitted with a door to protect the pull lever against accidental injury. Such door shall have a handle rigidly secured thereon and be so constructed as to open readily. The wording "In Case of Fire Open Door and Pull Down Lever" in raised letters or equivalent instructions shall appear on the door.
- 16.4 All break-glass type fire alarm boxes shall be provided with suitable hammers on chains of approved type attached to or near the boxes with which the glass can readily be broken; or other methods may be used to break the glass when approved by the Commissioner.
- 16.5 All break-glass boxes shall have in raised letters on the fronts, the words "Fire Alarm—In Case of Fire Break Glass," and such additional instructions as may be necessary to send an alarm.
- 16.6 The box or station shall be so designed that once started, the proper transmission of a complete set of signals cannot be interfered with by manipulation of its starting device.
- 16.7 Each closed circuit coded box or station shall be arranged to send a definite code of signals to indicate the floor or portion of same on which it is located.
- 16.8 Not less than three (3) or more than twenty (20) taps or blasts shall be given at each revolution of the code wheel.
- 16.9 The code wheel shall revolve at least four (4) times for each operation of its starting device and be of metal properly insulated from ground.
- 16.10 Boxes or stations used in systems in which whistles, vibrating bells or horns are employed shall be so timed that the sounding devices will give the code signal clearly.
- 16.11 Contact point shall be in multiple.
- 16.12 Contact points and contacts of the testing devices

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shall be of silver or other approved material and be of the scraping type, secured in a substantial manner to phosphor bronze or other approved material springs, and be so designed as to positively break a circuit carrying one-tenth (1/10) ampere at two hundred and fifty (250) volts under actual working conditions.

- 16.13 Lever boxes shall be so designed as to automatically wind when the lever is pulled for an alarm. Boxes requiring glass replacements shall be so arranged that replacement cannot be made without resetting mechanism for another alarm.
- 16.14 Where it becomes necessary to install more than one set of contacts operating from code wheel, permission in writing in advance must be obtained from the Commissioner. This shall not include pre-signal features.
- 16.15 The box shall have plainly marked thereon its code signal number.

Rule 17. Non-Coded Boxes.

- 17.1 Non-coded closed circuit fire alarm stations may be operated by a break-glass or pull lever device so arranged that the alarm cannot be interfered with except by resetting or replacement of the glass by an authorized person.
- 17.2 The construction and materials shall be equal to that of the standard approved type coded closed circuit station except that the contacts shall be of ample capacity to safely carry the entire operating current of the gong circuit without excessive heating.

Rule 18. Station Testing Devices.

- 18.1 Each fire alarm system shall be provided with an auxiliary device to test the signaling devices, located in one of the alarm boxes or mounted on the control board. Such testing devices shall be arranged to make the test without operating the break wheel of the box or interfering with the dual operating feature.
- 18.2 Provision shall be made for a silent test of coded alarm box mechanisms without operating the signaling devices. Such device shall be designed to prevent any persons except those in authority from operating the same and to prevent the possibility of the box being left inoperative after the test.

Rule 19. Supervising Current.

- 19.1 A small current flow to constantly supervise each circuit shall be maintained. A milliammeter, or other approved current indicator shall be provided and so connected as to indicate the supervising current.
- 19.2 The supervising circuit shall be provided with a trouble bell operating on open circuit arranged to ring continuously in case of failure of the system. The trouble bell shall be so located that it will be within audible range of some responsible person in the building and shall be connected to the electric light or power service in the building. Permission may be granted by the Commissioner to connect the trouble bell to a battery of approved type.
- 19.3 Trouble bells shall not be fitted with silencing switches except in such a manner that the act of silencing the bell by the operation of the switch, automatically and positively transfers the trouble signal to a red lamp on the control board fed by some auxiliary source of current supply. This auxiliary source of current shall be a house lighting circuit or any other approved source.

- 19.4 The trouble bell shall be of an approved design, the vibrating type and give a distinctive signal.

Rule 20. Protection of Sending and Sounding Devices.

- 20.1 In fire alarm signal systems, all moving parts of sending stations and sounding devices shall be closed in metal casings, made dust-proof and damp-proof when necessary, and clearly marked with instructions for use.
- 20.2 Whenever necessary, hammer rods of gongs shall be suitably protected against mechanical injury or derangement by the use of a guard or other suitable means. If subject to mechanical injury, the entire device shall also be enclosed in a protective case made of approved wire netting or perforated metal. All casings shall be insulated from current-carrying parts, but shall be grounded to the conduit.

Rule 21. Standards of Electric Alarm Apparatus.

- 21.1 All electrically actuated apparatus used in alarm systems shall be so designed and constructed that it will operate satisfactorily at a current of twenty-five (25) per cent above or below normal operating current.

Insulation

- 21.2 Insulating materials used in electric fire alarm systems shall be varnished cambric, bakelite, mica or other approved insulating material.
 - 21.2.1 The use of fibre or paper as an insulating material for fire alarm signal systems shall not be permitted.
- 21.3 The insulating material used on electric fire alarm signal systems shall be capable of withstanding insulation break-down test of one thousand (1000) volts A. C. plus twice operating voltage applied for one (1) minute.

Electro-Magnets

- 21.4 Electro-magnet windings shall be impregnated with an insulating moisture repelling compound or be of silk enameled wire.
- 21.5 Electro-magnet coils to be used on alternating current when composed of enameled wire shall have an additional approved insulation on each turn. The coils may be of the form wound type.
- 21.6 A protective cover to prevent mechanical injury shall be provided over the entire coil.
- 21.7 Electro-magnet coils shall be securely fastened to prevent floating.
- 21.8 Electro-magnet cores shall be of the best grade of ferrous material so as to reduce to a minimum the possibility of failure due to residual magnetism.
- 21.9 Electro-magnet cores for use on alternating current shall be of laminated construction or other approved method to prevent heating and promote efficiency.
- 21.10 Electro-magnet cores of relays and gongs shall be treated to prevent corrosion.
 - 21.10.1 Paint or varnish for this purpose shall be used.
- 21.11 Non-magnetic freeze pins shall be used which prevent two magnet surfaces coming in actual contact.

Gongs

- 21.12 Gong shells shall be pinned to prevent turning, then securely fastened to its support by a machine cap screw at least three-eighths (3/8) inch diameter.

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21.13 Gong shells shall be covered with an approved rust preventive.

21.14 The gong shell support and gong frames shall be cast in one piece.

Wiring

21.15 All connections shall be properly protected, securely made and where subject to motion shall be of approved flexible wire.

21.16 All wiring of control board, station and gong circuits shall be at least No. 14 B. & S. gauge.

21.17 Binding posts shall be of such a character that the wire is held between two flat surfaces.

21.18 Binding posts shall be mounted on an approved terminal block or insulating strip spaced not nearer than one-half ($\frac{1}{2}$) inch to each other, unless separated by approved barriers.

Relays

21.19 The armatures of all relays shall depend on gravity or magnetic attraction for their operation.

21.19.1 This action may be assisted by flat type springs when approved by the Commissioner.

21.19.2 The use of spiral springs is prohibited.

21.20 Adjustments shall be of such a character that they can be securely locked.

21.21 Contact points shall be ample in area not only to take care of current used in operation but to insure long life and shall be of pure silver, or other approved material, properly riveted to their support.

21.22 Contact arms shall be of phosphor bronze and be of the dead beat type.

21.23 Contact assemblies shall be of such a character that their operation will be of a scraping self-cleansing nature.

21.24 The use of condensers across contacts to absorb the arc or in any part of a fire alarm circuit is prohibited.

21.25 Relays shall be free from objectionable hum when used on alternating current.

Rule 22. Time Limit Delay Device.

22.1 All gong circuits shall and special signal apparatus may when required by the Commissioner, be protected by a Time Limit Delay Device.

Note: This time limit delay device shall consist of a heating coil so designed that the normal operating current will have little or no effect upon a thermostatic bi-metal bar or strip contained therein. Any abnormal increase over operating current or the continued accumulative heating effect thereof after a period of not less than three (3) minutes nor more than twenty (20) minutes shall cause the thermostatic element to expand. The expansion of this element shall automatically open the source of current supply to the gongs or devices protected.

22.2 The operation of the time limit delay device shall cause the trouble bell to ring.

22.3 Time limit delay devices shall be so connected in the fire alarm circuit that their operation will not open the fire alarm box circuits.

22.4 Where due to the extent of the installation, it becomes necessary to install a number of time limit

delay devices, the operation of a single time limit delay device shall not affect other sounding devices similarly protected.

22.5 A contactor relay to operate the sounding devices shall be provided on all direct current gong circuits exceeding three (3) and all alternating current gong circuits exceeding two (2) in number.

22.6 Gong circuits not requiring contactor relays shall be operated by contacts properly placed on the armature of the box circuit relay.

22.7 A separate time limit delay device, contactor relay, contactor supervisory relay and gong supervisory relay shall be provided for each four (4) gong circuit or fraction thereof.

Switches

22.8 Triple pole, double throw, broken back knife switches properly supervised and connected to emergency resistors shall be provided on all box and gong circuits when they exceed three (3) in number.

Instruments

22.9 A separate approved milliammeter or other approved current indicating device shall be provided for the box circuit and each four (4) gong circuit on the control board when the gong circuits exceed three (3) in number. A separate milliammeter shall be provided to indicate the supervisory current of contactor relays and emergency switch circuits. This meter shall be known as the Board Meter.

Resistors

22.10 Resistors shall be mounted on the front or face of control panels and shall be of vitreous enameled type.

Note: Wire wound resistors when protected by a suitable metal guard may be used in special cases when approved by the Commissioner.

22.11 Ferrule or knife contact type resistors shall not be used.

22.12 A protective resistor shall be placed in the negative or live lead of all box circuits to protect the contacts of the boxes in the event of a ground.

22.12.1 This resistor shall be not less than three hundred (300) nor more than seven hundred and fifty (750) ohms resistance.

Rule 23. Control Boards.

23.1 All relays, current indicators, resistances, time limit delay devices and other apparatus used in connection with the operation and supervision of closed circuit fire alarm signal systems shall be properly mounted on a panel of approved material, in a metal cabinet provided with lock and key. The control board shall be located in a place subject to the least vibration, free from moisture, inflammable gases, dust and mechanical injury and under frequent view of a responsible occupant of the building delegated by the owner to be in charge.

23.2 Control board panels shall be of insulating material such as ebony asbestos, bakelite or other approved materials at least one-half ($\frac{1}{2}$) inch in thickness.

23.3 Control boards mounted in each cabinet shall be securely fastened in each corner.

23.4 Provision shall be made for ample wire gutter space around the panel.

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- 23.5 Conduit knockouts shall not be provided in top of control board cabinet.
- 23.6 An approved wiring diagram of the alarm system and card of instruction properly marked and securely fastened shall be provided within the control board cabinet. When it becomes necessary to mount the diagram outside of the cabinet, the diagram shall be properly framed under glass.
- 23.7 All control board cabinets shall be provided with sight hole and glass panel to make meters on the inside of the cabinets visible from the outside.
- 23.8 Wires in gutter spaces shall be properly laced in a neat and workmanlike manner on all control boards having a capacity for more than three (3) gong circuits.

Rule 24. Battery Cabinets.

- 24.1 All electric batteries for fire alarm signal systems shall be placed in substantial protecting cabinets thoroughly ventilated, elevated not less than one (1) nor more than five (5) feet above the floor and located in clean, dry and cool places where the temperature will not be less than forty (40) nor more than one hundred and ten (110) degrees Fahrenheit. Main battery cabinets shall be so constructed that the condition of the elements may be observed without disturbing the cells.
- 24.2 Metal battery cabinets shall be constructed of sheet iron or steel, not less than No. 14 U. S. gauge in thickness, properly reinforced by angle irons, with self-closing doors provided with lock and key and wood shelves not less than seven-eighths ($\frac{7}{8}$) of an inch thick, unless the battery is of the spray-proof type, properly fastened and secured to prevent sagging. The interior and the exterior of the cabinet shall be protected with three (3) coats of asphaltum compound, each coat to be thoroughly dry before the next is applied, or with baked enamel.
- 24.3 Wood battery cabinets shall be constructed of the first grade of kiln dried wood not less than seven-eighths ($\frac{7}{8}$) of an inch thick and shall be provided with self-closing door and approved lock. The shelves shall be not less than seven-eighths ($\frac{7}{8}$) of an inch thick properly fastened and secured to prevent sagging. The cabinet shall be of substantial construction painted on the interior with three (3) coats of asphaltum compound and on the exterior with three (3) coats of lead paint or two (2) coats of varnish.
- 24.4 Storage batteries may be placed on enameled metal battery racks, provided the batteries are installed in a place where they will not be subject to mechanical injury, and will be ventilated as required in Rule 12.6

Rule 25. Painting of Equipment.

- 25.1 All enclosing cases for fire alarm apparatus shall be finished in fire department red, except where special permission is given by the Commissioner to deviate from this requirement.

Rule 26. Closed Circuit Annunciators.

- 26.1 Annunciators used in connection with Class 3 fire alarm systems shall be of an approved closed circuit type.
- 26.2 The annunciator shall have approved type of relays equipped with a suitable target, shutter or other indicating device.
 - 26.2.1 The indicating device shall have marked thereon a suitable description of the purpose it serves.

- 26.3 The printed designation on unit or building annunciator's indicators shall be legible. The mechanism shall be so arranged that once operated the indicating device shall be reset manually.
- 26.4 A unit annunciator shall be so designed that operation of any station in the unit shall cause visible and audible signal.
- 26.5 The unit annunciator shall be actuated by contact on code wheel of the fire alarm station or by contact on a relay connected to the fire alarm circuit. In no case shall the station fire alarm circuit be used for this purpose.
- 26.6 Trouble annunciators shall be so arranged that indicating device will reset automatically when cause of trouble has been removed.
- 26.7 The trouble annunciator shall be so designed that it will indicate visible and audible trouble signal in the event of trouble occurring on any circuit control board or unit annunciators.
- 26.8 The trouble annunciator shall be actuated by operation of contacts on all supervisory relays.
 - 26.8.1 Each relay of this annunciator shall be provided with two (2) sets of contacts arranged that one will operate the hundred and ten (110) volt trouble signal and the other set to actuate the register if the register is used.
- 26.9 A trouble buzzer switch and lamp shall be mounted on the inside of each unit annunciator cabinet and the panel.
- 26.10 A trouble bell, switch and lamp shall be mounted on the inside of each trouble annunciator cabinet on the panel. Trouble bell may be placed at a distance from the annunciator by special permission of the Commissioner.
- 26.11 Relay drops of annunciator shall be so designed that vibration from without or that caused by trouble signal within will not operate the indicating devices.
- 26.12 All annunciators shall be installed in a separate enameled steel cabinet provided with an approved lock and key.
- 26.13 Annunciators shall be properly marked in white letters at least one (1) inch high with the words "Fire Alarm Annunciator" Zone—or "Fire Alarm Trouble Annunciator," whichever the case may be.

Rule 27. Licensed Contractors.

- 27.1 No person shall install, alter or repair or cause to be installed, altered, or repaired electrical wiring or apparatus for fire alarm systems in a building, except a person holding a license, or special license in accordance with Chapter Article 1, of the Administrative Code. The enforcing authority shall not approve any installation, alteration or repair done in violation of this rule.

Rule 28. Used or Rebuilt Apparatus.

- 28.1 Used apparatus shall not be re-used for any interior fire alarm system under these Rules and Regulations until the same has been reconditioned in the shop of a reliable manufacturer building interior fire alarm apparatus which has been approved by the Board of Standards and Appeals. Approval in writing shall be obtained from the enforcing authority prior to installation. The enforcing authority shall not approve for use, use or reconditioned apparatus that may not give satisfactory service.

BULLETIN

OF THE

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CITY OF NEW YORK

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DIRECTORY

BOARD OF STANDARDS AND APPEALS

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OFFICE HOURS FOR PUBLIC—9 a. m. to 4 p. m.

Saturdays 9 a. m. to 12 noon.

Address all communications to the Chairman

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PUBLIC HEARINGS

Tuesdays, at 10 a. m. and 2 p. m.

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All hearings are held in Room 1013, Municipal Building,
Borough of Manhattan.

HOURS OF CONSULTATION

10 A. M. to 1 P. M.

Any person desiring to consult the chairman or the en-
gineers, pertaining to the work of the board, will be seen
only between the hours of ten in the morning and one in
the afternoon—Saturdays excepted.

NOTICE TO APPELLANTS AND APPLICANTS

No appeal or application will be entertained in connection
with which court proceedings are pending or in progress,
unless exception is granted by the chairman, nor accepted
which is not filed within thirty days from the date of the
action of the Administrative Official.

Any communication purporting to be an appeal or appli-
cation shall be regarded as a mere notice of intention to
seek relief until it is filed on the form required by the rules
of this board.

Upon receipt of any such communication the writer will
be supplied with the official forms for presenting his appeal
or application.

At the time of filing an appeal or application, the appel-
lant or applicant shall forward a signed notice of appeal
addressed to the administrative official (either commissioner
of buildings or fire commissioner) and file with this board
a duplicate of said notice.

Appellants and applicants are advised that their plans
must indicate the points of the compass so as to establish
the true location and position of the property, the subject
of the appeal or application.

Appeals and applications will be simplified and disposition
of same expedited by conforming to these directions.

HARRIS H. MURDOCK, *Chairman*.

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| 269-43-A | H.B.B. | 2925 Avenue I and 2276 Nostrand avenue, northwest corner (Block 7575, Lot 1), Borough of Brooklyn, B.N. 145-43. |
| 270-43-A | H.B.M. | 351-353 West 14th street, north side, 66 ft. east of Ninth avenue and 362-364 West 15th street (Block 738, Lot 8), Borough of Manhattan, Amendment to Alt. 293-43. |
| 271-43-BZ | H.B.B. | 11-17 Schenectady avenue (7-17 displayed), and 617-627 Herkimer street, northeast corner (Block 1701, Lot 1), Borough of Brooklyn, Alt. 1441-43. |
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| 273-43-BZ | H.B.B. | 965-967 Hopkinson avenue, east side, 260 ft. south of Lott avenue and 576-578 Bristol street (Block 3623, Lot 19), Borough of Brooklyn, Alt. 1552-43. |
| 274-43-A | F.D. | Re Packaging of combustible mixtures known as Bug-a-boo Insect Spray, Sanilac Insect Spray and Mobil Hydraulic Brake Fluid in one-gallon glass jugs (capacity of glass jugs not in conformity with Administrative Code Specifications), Decision. |
| 275-43-A | F.D. | 51-55 Beekman street, south side, 144 ft. 3 in. east of William street and 81-85 Ann street (Block 93, Lots 31, 32 and 33), Borough of Manhattan, 15371-L.F. and Decision. |
| 276-43-BZ | H.B.Bx. | 3441 Kingsbridge avenue, west side, 169.64 ft. south of West 236th street (Block 3406G, Lot 441), Borough of The Bronx, Alt. 113-43. |
| 277-43-A | H.B.Q. | 45-72 Kissena boulevard, west side, 25 ft. south of Holly avenue (Block 5148, Lot 35), Flushing, Borough of Queens, Alt. 476-43. |
| 278-43-A | F.D. | Re Transportation of liquefied petroleum gas known as "Propane" in tank truck in New York City (capacity of tank not in conformity with Administrative Code Specification governing Tank Trucks), 34804-L.C. |
| 279-43-A | F.D. | 500 West 130th street, south side, 54 ft. west of Amsterdam avenue (Block 1984, Lot 37), Borough of Manhattan, 33953-C and Decision. |
| 280-43-BZ | H.B.Q. | 81-25 to 81-31 Lefferts avenue (boulevard), east side, 100.38 ft. north of Cuthbert road |

(place); (Block 3338, Lot 6), Kew Gardens, Borough of Queens, Alt. 683-43.

281-43-A—H.B.Q.—114-02 Beach Channel drive, north west side, 400 ft. east of Beach 116th street (Block 59, Lot 260), Rockaway Beach, Borough of Queens, M 7461-39.

282-43-S—H.B.M.—260-266 West Broadway, northwest corner of Beach street (Block 212, Lot 56), Borough of Manhattan, Amendment to Alt. 461-43.

Restored to Calendar.

104-33-BZ—H.B.Q.—113-21 Merrick road and 171-0 Linden boulevard, northeast corner (Block 10287, Lot 1), St. Albans, Borough of Queens, Alt. 538-43.

1481-22-BZ—H.B.B.—8502-8518 Fourth avenue and 374 384 85th street, southwest corner (Block 6034, Lot 41), Borough of Brooklyn, Applic. 5251-38.

1224-39-SM—Sloan V-100 A Vacuum Breaker, manufactured by Sloan Valve Company, Material.

DESIGNATIONS: H.B.—Department of Housing and Buildings; H.B.B.—Department of Housing and Buildings, Brooklyn; H.B.M.—Department of Housing and Buildings, Manhattan; H.B.Q.—Department of Housing and Buildings, Queens; H.B.R.—Department of Housing and Buildings, Richmond; H.B.Bx.—Department of Housing and Buildings, Bronx; H.D.—Health Department, and F.D.—Fire Department.

RULES

	Last Publication in Bulletin
Blended Cements, Rules for Testing and Use of	Nov. 24, 1942—Vol. 27, No. 4
Carbon Dioxide Liquefier, Rules	Mar. 10, 1942—Vol. 27, No. 1
Certificates of Occupancy, approved form	Nov. 25, 1941—Vol. 26, No. 4
Concrete Flat Slabs, Rules	July 13, 1937—Vol. 22, No. 2
Concrete Masonry Units, Rules for Manufacture, Testing and Use of	June 24, 1941—Vol. 26, No. 2
Concrete Rules (Hydrated Lime)	Aug. 3, 1937—Vol. 22, No. 3
Elevator Rules	Mar. 3, 1936—Vol. 21, No. 3
Exit Rules (Revolving Doors)	June 15, 1937—Vol. 22, No. 2
Factory Exit Rules	Feb. 2, 1943—Vol. 28, No. 2
Fire Alarm Rules (Interior)	June 8, 1943—Vol. 28, No. 2
Fire Drill Rules	May 25, 1943—Vol. 28, No. 2
Fire-resistant, Flameproof Materials, etc., Rules for Testing of	June 1, 1943—Vol. 28, No. 2
Fire Retarding Rules for Garages, etc.	Dec. 16, 1941—Vol. 26, No. 1
Fireproof Wood, Testing of	Apr. 13, 1937—Vol. 22, No. 1
Frame Garages, Ruling for	Jan. 21, 1919—Vol. 4, No. 1
Fusion Welding and Gas Cutting Rules	Apr. 27, 1943—Vol. 28, No. 1
Gas Shut-Off Rules	Apr. 7, 1925—Vol. 10, No. 3
Hatchway Protection	June 5, 1928—Vol. 13, No. 2
Insulating Fibre Board Rules	Mar. 23, 1943—Vol. 28, No. 1
Oil Burner Rules	Sept. 1, 1942—Vol. 27, No. 2
Opening Protective Assemblies, Rules for Inspection of	July 28, 1942—Vol. 27, No. 2
Paint, Varnish and Lacquer Spraying Rules	Sept. 8, 1942—Vol. 27, No. 2
Platform Trucks, Specifications for	Nov. 24, 1936—Vol. 21, No. 4
Plumbing Rules	Aug. 3, 1937—Vol. 22, No. 2
Plumbing Rules (Submerged Inlets; Protective Methods to Prevent Contamination of Water Supply)	Dec. 15, 1942—Vol. 27, No. 1
Procedure, Rules of	Sept. 7, 1937—Vol. 22, No. 1
Refrigerating Systems, Extract A.C.	Aug. 26, 1941—Vol. 26, No. 1
Smoking in Factories, Rules for	June 1, 1943—Vol. 28, No. 1
Sprinkler Rules	June 29, 1937—Vol. 22, No. 2
Standpipe Fireline Rules	June 8, 1937—Vol. 22, No. 2
Structural Alterations, Reporting	June 7, 1932—Vol. 17, No. 2
Tank Trucks, Fuel Oil, etc.	Nov. 24, 1936—Vol. 21, No. 4
Tank Trucks, Gasoline, etc.	Nov. 24, 1936—Vol. 21, No. 4
Wire Glass Rules (Amendment to Rule 505 of Industrial Code)	Apr. 10, 1923—Vol. 8, No. 1

Approved appliances and materials are printed in the Supplement to the Bulletin of June 8, 1943, Vol. 28, No. 23A.

CALENDAR

JUNE 15, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning June 15, 1943, at 10 o'clock in Room 113, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

9-42-BZ—Application, May 12, 1942, under section 7c of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Dominick Carl Carena, owner, to permit in business use district, the alteration and extension of an existing gasoline service station; premises 8216-8220 Astoria boulevard and 2408-2412 83rd street, southwest corner block 1094, Lot 6), Jackson Heights, Borough of Queens.

92-40-BZ—Application of Earl L. Bergoff, applicant and lessee, on behalf of Central Savings Bank, owner, opened February 2, 1943, under section 21 of the zoning resolution, to permit in a business use district, the use of part of a plot now occupied for the parking and storage of more than five motor vehicles (previously permitted by the Board for a temporary period) for the display and sale of used cars; premises 312-338 West 11th street, south side and 315-347 West 58th street, north side, 200 ft. east of Ninth avenue (Block 1049, Lots 9 and 44), Borough of Manhattan.

1-43-BZ—Application, March 29, 1943, under section 21 of the zoning resolution, of Ocean View—The Cemetery Beautiful, Inc., applicant and owner, to permit in a residence use district, the erection and maintenance of an accessory building to a cemetery—the building to be used as a five-car garage and utility building; premises 11 Amboy road, north side, 1,365 ft. west of Montreal avenue (Block 4535, Lot 1), Oakwood Heights, Borough of Richmond.

43-BZ—Application, January 5, 1943, under section 7c of the zoning resolution, of William A. Eckert, applicant, on behalf of Estate of Annie Gibney, owner (Title Guarantee and Trust Company, Administrator); (Maple Grove Parking Co., Inc., lessee), to permit partly in a business use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 137-52 to 137-70 Queens boulevard and the west side of 85th avenue, between Queens boulevard and 137th street (Block 9650, Lot 31), Jamaica, Borough of Queens.

2-26-BZ—Application of Arnold W. Lederer and James McGrath, applicants, on behalf of Rose Morizio, owner, opened June 10, 1941, under sections 7f, 7c and 21 of the zoning resolution, to permit for a stated term of years, partly in a business use and partly in a residence use district, the erection and maintenance of an extension to an existing garage for more than five motor vehicles; premises 2-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn.

Appeal from Administrative Decision.

42-A—8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn (under section 36, General City Law—re erection of building fronting only on a private right of way shown on the city map).

HARRIS H. MURDOCK, *Chairman.*

JUNE 15, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, June 15, 1943, at 2 o'clock in Room 113, Municipal Building, Manhattan, on the following matters:

Appeals from Administrative Decisions.

746-42-A—241 West 72nd street, north side, 280 ft. 5½ in. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

95-43-S—45-17 Pearson street, east side, 150 ft. south of Northern boulevard (Block 84, Lot 11), Long Island City, Borough of Queens.

121-43-A—237-241 (233 displayed) Westminster road, east side, 300 ft. south of Beverly road (Block 5143, Lot 48),

213-43-S—228 West Broadway, west side, 64 ft. 11-11/12 in. south of North Moore street and 8 North Moore street, south side, 65 ft. 8 in. west of West Broadway (Block 189, Lot 41), Borough of Manhattan.

697-42-S—2-10 Franklin avenue and 92-104 Wallabout street, southwest corner (Block 2261, Lot 9), Borough of Brooklyn.

237-43-A—1208 Richmond avenue, west side, 400 ft. south of Lisk avenue (Buildings 99 and 108); (Block 1665, Lot 7 and Block 1660, Lot 1), Graniteville, Borough of Richmond.

274-43-A—Re Packaging of combustible mixtures, known as "Bug-a-boo Insect Spray," "Sanilac Insect Spray" and "Mobil Hydraulic Brake Fluid," in one-gallon glass jugs (capacity of glass jugs not in conformity with Administrative Code Specifications).

282-43-S—260-266 West Broadway, northwest corner of Beach street (Block 212, Lot 56), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman.*

JUNE 22, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning, June 22, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

31-43-BZ—Application, January 19, 1943, under section 7c of the zoning resolution, of William V. McDevit, applicant, on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the alteration and extension of an existing gasoline service station, to be used as gasoline service station, office, lubritorium and auto laundry; premises 76-88 Grand street extension and 277-283 South 3rd street, southeast corner (Block 2422, Lots 34 and 35), Borough of Brooklyn.

170-43-BZ—Application, April 9, 1943, under sections 7e and 21 of the zoning resolution, of Charles M. Spindler, applicant, on behalf of Valentine Realty Co., owner (Forack Corporation, lessee), to permit in a business use district, for a term of two years, the maintenance of a business sign on the East 187th street front of the building; the said sign, which projects more than 18 inches beyond the building line, does not conform with the requirements of the zoning resolution; premises 2402 Ryer avenue, southeast corner of East 187th street (Block 3152, part of Lot 11), Borough of The Bronx.

263-43-BZ—Application, May 29, 1943, under sections 7c and 21 of the zoning resolution, of Cafiero and Lacerenza, applicants, on behalf of East New York Savings Bank, owner, to permit in a residence use district, the alteration and conversion of occupancy of a building occupied as a garage for more than five motor vehicles to a cut glass works; premises 233-235 Norwood avenue, east side, 193 ft. 11 in. north of Atlantic avenue (Block 4137, Lot 1), Borough of Brooklyn.

182-43-BZ—Application, April 19, 1943, under section 21 of the zoning resolution, of Charles R. Saul, owner

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(Columbia Storage Warehouses, lessee), to permit in a residence use district, upon the first story of an existing storage warehouse, the inclusion of a garage for twelve (12) motor vehicles—to be used by the owner in the conduct of the storage warehouse business; premises 56-58 West 67th street, south side, 50 ft. east of Columbus avenue (Block 1119, Lot 57), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman.*

JUNE 22, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday afternoon, June 22, 1943*, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

Material for Approval.

1041-40-SM—Olsen Gypsum Lath Spring Wire Clips, PC, MC, PS and Corner Clips (reopened April 13, 1943 re amendment to resolution of December 17, 1940 to include the approval of these clips with an additional designation in non-bearing studless partitions).

HARRIS S. MURDOCK, *Chairman.*

JUNE 29, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday morning June 29, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

86-43-BZ—Application, February 26, 1943, under section 7h of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Genevieve Marchione, owner, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 575-587 East New York avenue, north side, 134 ft. 6 in. west of Kingston avenue (Block 1332, Lots 51 and 54), Borough of Brooklyn.

573-37-BZ—Application of Herman Kron, applicant, on behalf of Mutual Life Insurance Company of New York, owner (Williams Auto Auction Sales, Inc., lessee), reopened December 15, 1942, under section 7h of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles (previously granted by the Board for a temporary period); premises 158-176 Columbus avenue, 101 West 67th street and 100 West 68th street (Block 1139, part of Lot 24), Borough of Manhattan.

187-43-BZ—Application, April 22, 1943, under section 7i of the zoning resolution, of Irving B. Vigdor, applicant, on behalf of Max Aronson, owner (Julius Siegel, lessee), to permit in a business use district, the conversion of occupancy of an existing building to a motor vehicle repair shop; premises 1677 Jerome avenue, west side, 250 ft. north of Featherbed lane (Block 2861, Lot 34), Borough of The Bronx.

HARRIS H. MURDOCK, *Chairman.*

JULY 13, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday morning, July 13, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

97-43-BZ—Application, March 5, 1943, under section 7c of the zoning resolution, of George H. Cohn, applicant,

on behalf of Crew Levick Corporation, owner (Morris Smith, lessee), to permit partly in a business use and partly in a residence use district, the extension of an existing gasoline service station and also the inclusion of the use of parking and storage of more than five motor vehicles; premises 1775-1785 59th street and 5814-5824 18th avenue, northwest corner (Block 5504, Lots 43 and 45), Borough of Brooklyn.

1481-22-BZ—Application of A.S.G. Construction Corporation, applicant and owner, reopened June 8, 1943 under section 21 of the zoning resolution, to permit in a residence use district, for an additional term of five years, the continuance of the maintenance of a restaurant on the first story of an existing building (previously granted by the Board for a term of five years); premises 8502-8518 Fourth avenue, southwest corner of 85th street (Block 6034, Lot 41), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

JULY 13, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday afternoon, July 13, 1943*, at 2 o'clock in Room 1013, Municipal Building Manhattan, on the following matters:

Appeals from Administrative Decisions.

125-43-A—323-335 East 44th street, north side and 322-334 East 45th street, south side, 175 ft. west of First avenue (Block 1337, Lot 4), Borough of Manhattan.

225-43-A—89-107 Gold street, southeast corner of Front street (5th floor); (Block 56, Lot 3), Borough of Brooklyn.

230-43-A—42-60 Stewart avenue, east side, from Harrison place to Inghram street (Block 3001, Lot 1), Borough of Brooklyn.

214-43-A—137-139 East 25th street, north side, 79.10 ft. east of Lexington avenue and 138 East 26th street (3rd floor); (Block 881, Lot 29), Borough of Manhattan.

229-43-A—47-02 31st place, southwest corner of 47th avenue (Block 281, Lot 1), Long Island City, Borough of Queens.

202-43-S—47-02 31st place, west side, between 47th avenue and 48th avenue (Block 281, Lot 1), Long Island City, Borough of Queens.

272-43-A—78-08 Cooper avenue, south side, 848 ft. west of Dry Harbor road (Block 3803, Lot 14), Glendale Borough of Queens.

HARRIS H. MURDOCK, *Chairman.*

JULY 20, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday morning, July 20, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

Zoning Application.

836-42-BZ—Application of Harry Yahr, applicant and lessee, on behalf of The Gerry Estates, Inc., owner, reopened May 4, 1943, under section 7h of the zoning resolution, to permit in a retail-1 use district, for a term of two years, the parking and storage of more than five motor vehicles (previously denied); premises 108-112 West 41st street, south side, 125 ft. west of Sixth avenue (Block 993, Lot 38), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman.*

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BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

TUESDAY MORNING, JUNE 8, 1943

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

The minutes of the regular meetings of the Board held Tuesday morning, May 25, 1943, and Tuesday afternoon, May 25, 1943, were approved as printed in Bulletin No. 22, June 28.

ZONING CASES

104-33-BZ

APPLICANT—Harry Yahr (lessee), for The Gerry Estates, Inc., owner.

SUBJECT—Application reopened May 4, 1943 (decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a retail-1 use district, for a term of two years, the parking and storage of more than five motor vehicles (previously denied).

PREMISES AFFECTED—108-112 West 41st street, south side, 125 ft. west of Sixth avenue (Block 993, Lot 38), Borough of Manhattan.

APPEARANCES—

For Applicant: Harry Yahr.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to July 20, 1943 at 10 A.M. on request of applicant.

104-33-BZ

APPLICANT—George H. Cohn, for Crew Levick Corporation, owner (Morris Smith, lessee).

SUBJECT—Application (decision of the borough superintendent) under section 7c of the zoning resolution, to permit partly in a business use and partly in a residence use district, the extension of an existing gasoline service station and also the inclusion of the use of parking and storage of more than five motor vehicles.

PREMISES AFFECTED—1775-1785 59th street and 5814-5824 18th avenue, northwest corner (Block 5504, Lots 43 and 45), Borough of Brooklyn.

APPEARANCES—

For Applicant: Martin Eile, Morris Smith and Alfred G. Vollmer.

For Opposition: Victor Sussman, Bessie Grossman, Philip Solomon, Rose Arata and Beatrice Herz.

For Administration: Fred Dahlem, Dep't of Housing and Buildings, and Gustave Goldman, Board of Education.

ACTION OF BOARD—Laid over to July 13, 1943 at 10 A.M., for further consideration by the Board. No further argument.

104-33-BZ

APPLICANT—William V. McDevit, for William J. O'Farrell, owner.

SUBJECT—Application (decision of the borough superintendent) under section 7c of the zoning resolution, to permit partly in a business use and partly in a residence use district the extension of a gasoline service station.

PREMISES AFFECTED—1238-1250 Coney Island avenue and 1013-1025 Avenue I, northwest corner (Block 6513, Lots 42 and 44), Borough of Brooklyn.

APPEARANCES—

For Applicant: William V. McDevit.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

104-33-BZ

APPLICANT—William V. McDevit, for Socony-Vacuum Oil Company, Inc., owner.

SUBJECT—Application for consideration—reopening and amendment of resolution (decision of the acting borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, the decrease in area of a gasoline service station; the entire plot for such use, as approved by the Board, was located partly in a business use and partly in a residence use district.

PREMISES AFFECTED—113-21 Merrick road and 171-01 Linden boulevard, northeast corner (Block 10287, Lot 1), St. Albans, Borough of Queens.

APPEARANCES—

For Applicant: William V. McDevit.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

987-41-BZ

APPLICANT—Louis A. Kiesewetter, for Texas Company, owner.

SUBJECT—Application, re decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station.

PREMISES AFFECTED—736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block 4675, Lot 6), Borough of Brooklyn.

APPEARANCES—

For Applicant: Joseph B. Lynch.

For Opposition: Louis Weinstein, Ida D. Putterman, Solomon Shapiro and others.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (987-41-BZ)

WHEREAS, Louis A. Kiesewetter, for Texas Company, owner, filed November 14, 1941, an application under section 7-c of the zoning resolution, to permit in a business use district, the reconstruction of and the erection of a new accessory building upon an existing gasoline service station; premises 736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block 4675, Lot 6), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting, June 8, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Utica avenue is in a business use district; East 49th street is in a residence use district;

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Linden Boulevard is in business and residence use districts; and

WHEREAS, the decision of the borough superintendent, dated November 13, 1941, re N. B. Applic. 1308-41, reads:

"1. Reconstruction of a gasoline service station and the erection of a building to be used for car washing and offices on a plot located in a business use district, are contrary to Art. II. par. 4a subd. 46 of the zone resolution."

and

WHEREAS, the applicant states that the premises consist of a plot having a frontage of 100 ft. on Linden boulevard and 80 ft. on Utica avenue, occupied as a gasoline service station; that it is proposed to demolish the buildings on the plot, to permanently seal the 550 gallon tanks and to install six 1,000 gallon tanks, to rearrange the location of the pumps and curb cuts; to remove the one-car pit; to maintain the two greasing pits at the southwest corner of the plot and also to erect upon the plot a one-story accessory building, 52 ft. by 29 ft. 2 in. in area, to be used as office, washing bay and lubritorium, all as shown on plans filed with this application; and

WHEREAS, the premises and the surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed this was a proper case in which to exercise its discretion to grant a variance under section 7-c of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the application of the use district regulations of the zoning resolution and that the application be and it hereby is *granted* under section 7c thereof, to permit the reconstruction and alteration of the legally existing gasoline service station, *on condition* that the premises shall be rearranged substantially as indicated on revised plans marked "Received June 2, 1943"; that all existing buildings and structures shall be removed from the premises; that the plot shall be leveled substantially to the grade of the adjoining streets; that the accessory building shall be constructed of incombustible materials; that the exterior walls shall be of face brick, except that the roof board and roof beams, door frames and doors, window frames and sash may be of wood, provided there are no windows or other openings in the lot line walls; that the ceiling shall be fire-retarded throughout in accordance with the rules of the Board; that the roof shall be surfaced with slate or material simulating slate; that the heater room shall be enterable only from the exterior and shall be separated from the balance of the building by fireproof material; that on the interior lot lines there shall be constructed a wooden picket fence erected on a masonry foundation not less than 2 feet in height to a total height of six feet, except that such fence may be reduced to a height of 4 feet within 10 feet of the street lines; that the pumps shall be not nearer to the building line than approximately 14 feet; that the planting areas indicated, shall be maintained and protected with a 6 by 6 in. concrete curb; that there shall be erected at the intersection of Utica avenue and Linden boulevard, a block of cement not less than one foot in height, extending for a distance of not less than 5 feet from the intersection along either street building line; that the curb cuts shall not exceed two, each 25 ft. in width along Utica avenue and two, one 18 ft. 6 in. and one 22 ft. along Linden boulevard; that such curb cuts shall be located as shown on plans filed herewith; that where not occupied by accessory building, pumps and planting, the plot shall be surfaced with concrete or asphalt or a combination of both; that the existing planting and shrubs outside the building line shall be continued as long as permitted by the authorities having jurisdiction; that the trees along Linden boulevard and Utica avenue shall not be disturbed; that the space between the accessory building and the westerly lot line shall either be planted over the full area or the curbed area shall be continued across same, so as to leave the balance vacant; that such curbed area shall be planted; that signs

shall be restricted to permanent signs attached to the facade of the building and the illuminated globes of the pumps excluding all roof signs and temporary signs, but permitting the construction of a post standard inside the building line at the intersection of Utica avenue and Linden boulevard for supporting a sign which may be illuminated advertising only the brand of gasoline on sale and permitting such sign to extend beyond the building line for a distance of not more than 4 feet; that general illumination may be from post standards erected within the building line as indicated and fitted with metallic reflectors so arranged as to reflect away from the adjoining residential occupancies; that no automobile repairing shall be carried on and no parking or storage of cars other than those being serviced; that no portable gasoline pumps shall be used on or from the premises; that the tanks for the storage of gasoline shall be in accordance with the resolution adopted by the Board under Cal. No. 792-42-A; that complete working drawings shall be submitted for approval before same are submitted to the department of housing and buildings; that all permits required shall be obtained and all work completed within one year from the date of this resolution.

793-42-BZ

APPLICANT—John C. Wandell, for Carmine Imbriale and Marie Imbriale, owners.

SUBJECT—Application (decision of the borough superintendent) under section 7h of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—20-30 Bay Ridge avenue, south side, 233 ft. 8½ in. west of Narrows avenue (Block 5868, Lot 18), Borough of Brooklyn.

APPEARANCES—

For Applicant: John C. Wandell and Carmine Imbriale.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (793-42-BZ)

WHEREAS, John C. Wandell, for Carmine and Marie Imbriale, owners, filed November 12, 1942, an application under section 7h of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 20-30 Bay Ridge avenue, south side, 233 ft. 8½ in. west of Narrows avenue (Block 5868, Lot 15), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting, June 8, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Bay Ridge avenue is in business and residence use districts; 70th street and Shore Road are in a residence use district; Narrows avenue is in residence and business use districts; and

WHEREAS, the decision of the borough superintendent dated November 2, 1942, re B. N. Applic. 1378-42, reads:

"Proposed parking and storage of more than 5 cars within a business use district, is contrary to Art. 2 Sect. 4a-15 of the zoning resolution. Denied."

and

WHEREAS, the applicant states that the premises consist of a plot having a frontage of 118 ft. and a depth of 100 ft. and that it is proposed to use the plot for a term of two

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ers, for parking and storage of more than five motor
icles; and

WHEREAS, the premises and the surrounding area were
pected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case
which to exercise its discretion to grant a variance under
tion 7, subdivision h of the zoning resolution.

Resolved, that the Board of Standards and Appeals does
hereby *make a variation* in the application of the use dis-
t regulations of the zoning resolution and that the
lication be and it hereby is *granted* under section 7h
roof, for a term of two years from the date of this reso-
ion, to permit the premises to be used for transient
king to accommodate the patrons of the adjoining tavern
also storage, provided only cars of the passenger type
l those capable of operation shall be so stored, *on con-*
on that the premises shall be leveled substantially to the
de of Bay Ridge avenue; that a substantial fence shall
maintained on the interior and street lot lines and a
e shall be installed at the entrance to Bay Ridge ave-
; that the curb cut opposite such gate shall not exceed
(10) feet in width; that existing billboards shall be
moved within one year and no signs shall be erected
the premises, except there may be a sign attached to
fence, advertising the transient parking for customers
the adjoining tavern, provided such sign does not
eed 15 sq. ft. in area, does not extend beyond the build-
line and is not illuminated; that during the term of this
mit, the premises shall be occupied for no other use
n that herein permitted; that all permits required shall
obtained and all work completed within one month from
date of this resolution.

157-43-BZ

APPLICANT—Lama and Proskauer, for Meta Twinem,
owner.

SUBJECT—Application (decision of the borough super-
intendent) under section 7c of the zoning resolu-
tion, to permit in a residence use district, the con-
version of occupancy of a building occupied as a
shoe factory to a junk shop.

PREMISES AFFECTED—220-230 (224-228 displayed)
Ashford street, west side, 108 ft. 3 in. south of
Atlantic avenue (Block 3967, part of Lot 25), Bor-
ough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama, J. Twinem and
Ira L. Rosenstein.

For Opposition: A. F. Quist, Catherine Scott, H.
R. Marquart, and Vincent Florio.

For Administration: Fred Dahlem, Dep't of Hous-
ing and Buildings.

ACTION OF BOARD—Application denied.

THE VOTE TO GRANT—

Affirmative 0

Negative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4

THE RESOLUTION (157-43-BZ)

WHEREAS, Lama and Proskauer, for Meta Twinem,
er, filed March 5, 1943, an application under section
of the zoning resolution, to permit in a residence use
district the conversion of occupancy of a building occu-
l as a shoe factory to a junk shop; premises 220-230
ford street (224-228 displayed) west side, 108 ft. 3 in.
th of Atlantic avenue (Block 3967, Lot, part of 25),
ough of Brooklyn; and

WHEREAS, a public hearing was held by the Board of
Standards and Appeals at its regular meeting on June 8,
3, after due notice by publication in the Bulletin of the
rd of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zon-
resolution show that Ashford street is in residence, busi-
s and unrestricted use districts; Warwick street is
residence, business and unrestricted use districts; At-

lantic avenue is in business and unrestricted use districts
and Liberty avenue is in a business use district; and

WHEREAS, the decision of the borough superintendent,
dated April 1, 1943, re Alt. Applic. 647-43, reads:

"10. Proposed change of occupancy from shoe manu-
facturing to junk shop in a residence use district is
prohibited by Art. II, Sec. 3 of the Building Zone
Resolution. Denied."

and

WHEREAS, the applicant states that the existing building
is of Class 3 construction, two stories in height, 70 ft.
frontage and 100 ft. in depth and that it is proposed to
convert the occupancy of the existing building, which has
been approved for use as a shoe factory, to a junk shop;
and

WHEREAS, the premises and the surrounding area were
inspected by a committee of the Board; and

WHEREAS, the Board deemed that there was no justifica-
tion for the exercise of its discretion to grant a variance
under section 7c of the zoning resolution.

Resolved, that the decision of the borough superintendent,
dated April 1, 1943, re Alt. Applic. 647-43, Objection 10,
be and it hereby is *affirmed* and that the application be and
it hereby is *denied*.

327-27-BZ

APPLICANT—Joseph J. Karp, for P. Toback, Incorpo-
rated, owner (Sam Brufsky, lessee).

SUBJECT—Application for consideration—reopening and
extension of permit—re Application (decision of
the acting borough superintendent) under sec-
tion 7h of the zoning resolution, permitting in a
business use district for a term of two years, the
parking and storage of more than five motor
vehicles.

PREMISES AFFECTED—745-757 Ralph avenue, east
side, 275 ft. south of Sutter avenue and 16 ft.
north of East 98th street (Block 3531, Lot 7),
Borough of Brooklyn.

APPEARANCES—

For Applicant: Joseph J. Karp.

For Administration: Fred Dahlem, Dep't of Hous-
ing and Buildings.

ACTION OF BOARD—Application reopened and permit
extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (327-27-BZ)

WHEREAS, this application under section 21 of the zoning
resolution, to permit in a business use district the erection
and maintenance of a garage for more than five motor
vehicles, affecting premises 745-757 Ralph avenue, east side,
275 ft. south of Sutter avenue (Block 3531, Lot 7), Bor-
ough of Brooklyn, was denied by the Board on October
28, 1927; and

WHEREAS, this garage, although permitted by the Court,
was not erected; and

WHEREAS, the applicant requested a reopening of this
application, under section 7h of the zoning resolution, to
permit for a term of two years, the parking and storage of
more than five motor vehicles; and

WHEREAS, the application was granted by the Board on
May 23, 1939, on conditions and the applicant requested
an extension of the permit.

Resolved, that the Board of Standards and Appeals does
hereby *amend* the resolution of May 23, 1939 only in so far
as it has reference to the term of the permit, so that as
amended, this portion of the resolution shall read:

"Granted under section 7h for a term of two (2)
years from the date of this *amended* resolution, *on*
condition. . . ."

MINUTES

529-31-BZ

APPLICANT—Zager and Skodnick, for Benjamin Reizen, owner (Colonial Beacon Oil Co., lessee).

SUBJECT—Application for consideration—reopening and amendment of resolution—re Application (decision of the borough superintendent) previously granted on condition, under section 21 of the zoning resolution, permitting partly in a residence use district and partly in a business use district, the erection and maintenance of a gasoline service station.

PREMISES AFFECTED—126-14 Merrick boulevard, northwest corner of 127th avenue (Block 3207, Lot 1), Springfield, Borough of Queens.

APPEARANCES—

For Applicant: Joseph B. Lynch and Hyman Steir.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (529-31-BZ)

WHEREAS, this application under section 21 of the zoning resolution, permitting partly in a residence use and partly in a business use district, the erection and maintenance of a gasoline service station, affecting premises 126-14 Merrick boulevard, northwest corner of 127th avenue (Block 3207, Lot 1), Springfield, Borough of Queens, was granted by the Board on February 19, 1932, on certain conditions, plans approved on May 17, 1932, the resolution amended on September 16, 1932 and April 6, 1943 and the applicant requested a further amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of February 19, 1932 as amended through April 6, 1943, by adding thereto:

“that the painted brick work on the exterior of the accessory building and walls may be continued; that the doors to the washing and greasing sections may be of wood provided the requirements of this resolution as to ventilation are complied with.”

429-37-BZ

APPLICANT—John F. Finn, Jr., for Morris Roth, owner.

SUBJECT—Application for consideration—reopening and extension of time to complete—re Application (decision of the acting borough superintendent) previously granted under section 7e of the zoning resolution, permitting partly in a business use district and partly in a residence use district, the alteration and conversion of occupancy of a frame building, to a stable for more than five horses.

PREMISES AFFECTED—47-11 108th street, northeast corner of 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens.

APPEARANCES—

For Applicant: John F. Finn, Jr., and Morris Roth.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (429-37-BZ)

WHEREAS, this application under section 21 of the zoning resolution, to permit partly in a business use district and partly in a residence use district the erection and maintenance

of a gasoline service station, premises 47-11 108th street and 108-09 48th avenue, northeast corner (Block 2003, Lot 84), Corona, Borough of Queens, was granted by the Board April 5, 1938, on certain conditions; and

WHEREAS, upon court review the Board's decision was sustained by the Supreme Court, Special Term, reversed by the Appellate Division, whose decision was confirmed by the Court of Appeals, reversing the Board; and

WHEREAS, an application for reopening was made under section 7f of the zoning resolution, to permit the erection and maintenance of a gasoline service station for a stated term of years; and

WHEREAS, this application was reopened by vote of the Board on October 29, 1940 and denied by the Board on March 25, 1941 and was subject to court review and discontinued by stipulation; and

WHEREAS, the present application requested a reopening and rehearing of the case on a new proposal—to permit under section 7e of the zoning resolution, the alteration and conversion of occupancy of a building to a stable for more than five horses, affecting premises northeast corner of 108th street and 48th avenue (Block 2003, Lots 87 and 84), Corona, Borough of Queens; and

WHEREAS, this case was reopened by vote of the Board on February 2, 1943, subject to usual procedure; and

WHEREAS, this application was granted by the Board on April 6, 1943, on certain conditions and the applicant requested an extension of time to complete the work.

Resolved, that the Board of Standards and Appeals do hereby *amend* the resolution of April 6, 1943 only in so far as it has reference to obtaining permits and completion of the work, so that as amended, this portion of the resolution shall read:

“that all permits shall be obtained and all work completed within two (2) months from the date of this amended resolution.”

1180-38-BZ

APPLICANT—Henry Nordheim, for H. and S. Somers, Inc., owner (Morris Shamis, lessee).

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the acting borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in business use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—1157 Prospect avenue, west side, 248 ft. north of East 167th street (Block 2680, Lots 50 and 54), Borough of The Bronx.

APPEARANCES—

For Applicant: Henry Nordheim.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (1180-38-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district for a term of two years, the parking and storage of more than five motor vehicles, affecting premises 1157 Prospect avenue west side, 248 ft. north of East 167th street (Block 2680, Lots 50 and 54), Borough of The Bronx, was granted by the Board on April 15, 1941, on certain conditions and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals do hereby *amend* the resolution of April 15, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

“Granted under section 7h for a term of two (2) years from the date of this amended resolution.”

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84-38-BZ

APPLICANT—221 Garage Corporation, for Central Park Realty Corporation, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7i of the zoning resolution, permitting in a business use district, the conversion of occupancy of part of an existing building to a motor vehicle repair shop for a temporary term of two years.

PREMISES AFFECTED—217 and rear of 219 West 58th street, north side, 275 ft. west of Seventh avenue (Block 1030, Lot 22), Borough of Manhattan.

APPEARANCES—

For Applicant: Jesse Donella.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (1184-38-BZ)

WHEREAS, this application under section 21 of the zoning resolution, permitting in a business use district, the conversion of occupancy of part of an existing building to a motor vehicle repair shop, premises 217 and rear of 219 West 58th street, north side, 275 ft. west of Seventh avenue (Block 1030, Lot 22), Borough of Manhattan, was granted by the Board on March 28, 1939, on certain conditions, permit extended on March 25, 1941 and the applicant requested further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of March 28, 1939, as amended March 25, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7i for a temporary term of two (2) years from the date of this amended resolution, on condition. . . ."

41-BZ

APPLICANT—Henry Nordheim, for Nathan Straus, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the acting borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting partly in a business use and partly in a residence use district, for a term of two years, the storage and parking of more than five motor vehicles.

PREMISES AFFECTED—3375-3399 Boston road, 3425 Wilson avenue, northwest corner, 1195 East 213th street and 1198 East 214 street (Block 4708, Lot 1), Borough of The Bronx.

APPEARANCES—

For Applicant: Henry Nordheim.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (92-41-BZ)

WHEREAS, this application, permitting partly in a business district and partly in a residence use district, for a temporary period of not more than two years, the parking and storage of more than five motor vehicles, affecting premises

3375-3399 Boston road, 3425 Wilson avenue, northwest corner, 1195 East 213th street and 1198 East 214 street (Block 4708, Lot 1), Borough of The Bronx, was granted by the Board June 10, 1941, on certain conditions, under section 7h of the zoning resolution, time to obtain permits and complete work extended December 2, 1941, time extended and resolution amended on June 2, 1942 and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of June 10, 1941, as amended through June 2, 1942, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h for a term of two (2) years from the date of this amended resolution to permit. . . ."

587-41-BZ

APPLICANT—Clayton G. Shirkey, for Realty Associates, Inc., owner (Elizabeth Sullivan, lessee).

SUBJECT—Application for consideration—reopening and extension of time to complete—re Application (decision of the borough superintendent) previously granted on condition under section 7h of the zoning resolution, permitting in a business and residence use district, the seasonal transient parking of more than five motor vehicles.

PREMISES AFFECTED—32-11 Sprayview avenue, south side, 40 ft. east of Beach 33d street, east side of Beach 33d street, 100 ft. south of Sprayview avenue and north side of Boardwalk, between Beach 32d street and Beach 33d street (Block 304, Lots 3 and 14), Edgemere, Borough of Queens.

APPEARANCES—

For Applicant: Clayton G. Shirkey.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME AND PERMIT.

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (587-41-BZ)

WHEREAS, this application, under section 7h of the building zone resolution, permitting in a business and residence use district, the seasonal transient parking of more than five (5) motor vehicles, affecting premises 32-11 Sprayview avenue, south side, 40 ft. east of Beach 33rd street, east side of Beach 33rd street, 100 ft. south of Sprayview avenue, west side of Beach 32nd street, 100 ft. south of Sprayview avenue and the north side of Boardwalk between Beach 32nd and Beach 33rd streets (Block 304, Lots 3 and 14), Edgemore, Borough of Queens, was granted by the Board July 17, 1941, on certain conditions, time extended on January 27, 1942 and the applicant requested a further extension of time to obtain permits and complete the work and an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of July 17, 1941, only in so far as it has reference to the term of the permit and the time to obtain permits and complete the work, so that as amended, the resolution shall read:

Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the building zone resolution, and that the application be and it hereby is granted, under section 7h thereof, for a term of two (2) years from the date of this amended resolution, to permit the seasonal transient parking of more than five (5) motor vehicles; on condition that only such cars as are capable of operation shall be parked and only those of the pleasure-car type; that the plot shall be leveled sub-

MINUTES

stantially to the grade of the surrounding streets and all rubbish and other structures including signs shall be removed and no signs shall be erected, except there may be a sign erected at the entrance of Sprayview avenue, advertising the transient parking use and the rates charged; that the entrance shall be solely from Sprayview avenue and the curb cuts shall not exceed 12 ft. in width; that a heavy timber bumper shall be erected parallel to the line of the boardwalk, continuously from Beach 32nd to Beach 33rd street and at least 50 feet away therefrom and no cars shall be parked between such bumper and the line of the Boardwalk; that during the term of this permit, the premises shall be occupied for no other use than as herein permitted and no building shall be erected thereon, except there may be erected a building to be used solely for the office and shelter of the attendant, provided such building does not exceed 100 sq. ft. in area nor one story in height and which may be of frame; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that no motor vehicle repairing shall be done on the premises; that any lights for general illumination shall be erected on post standards with metallic reflectors so arranged as to reflect toward the center of the premises and away from the Boardwalk and the adjoining occupancies; that all permits required shall be obtained and all work completed within *one (1) month* from the date of this *amended* resolution."

110-43-BZ

APPLICANT—Slee and Bryson, for Fidelity Mutual Life Insurance Co., owner (E. Tosse and Co., Inc., lessee, front portion of Second floor).

SUBJECT—Application for consideration—reopening and amendment of resolution—re Application (decision of the borough superintendent) previously granted on condition, under sections 7b and 7c of the zoning resolution, permitting partly in a business use district and partly in a residence use district, the alteration and conversion of occupancy of the second story of an existing building, from classrooms (of an annex to a public high school), to a factory and also, permitting the location of an exit door (from uses other than residence), located in an adjoining residential zone—contrary to section 7A of the zoning resolution.

PREMISES AFFECTED—6214-6224 Fourth avenue and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn.

APPEARANCES—

For Applicant: John B. Slee.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (110-43-BZ)

WHEREAS, this application under sections 7A, 7b and 7c of the zoning resolution, permitting partly in a business use and partly in a residence use district, the alteration and conversion of occupancy of the 2nd story of an existing building from classrooms (of an annex to public high school) to a factory and also to permit the location of an exit door (from uses other than residence) located in and adjoining a residential zone—contrary to Section 7A of the zoning resolution, affecting premises 6214-6224 4th avenue and 365-379 63rd street, northwest corner (Block 5799, Lot 38), Borough of Brooklyn, was granted by the Board on April

27, 1943 and the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of April 27, 1943, by adding thereto:

"that for a term of one year the doors in the fire wall may be continued and any doors formerly in place shall be restored provided such doors are in good condition and of the kalamein type and provided that within one (1) year approved doors shall be installed; that the existing exit door on the 2nd floor opening to the stair-hall may be continued provided the same is not less than 3 ft. in width."

APPEALS FOR ADMINISTRATIVE DECISIONS

776-42-A

APPLICANT—Sidney H. Kitzler, for Berdean Holding Corporation, owner (Messing Bakeries, Inc., lessee).

SUBJECT—Application for consideration—reopening on a new proposal—Appeal from a decision of the borough superintendent (previously denied).

PREMISES AFFECTED—821-827 Bergen street, north side, 350 ft. west of Classon avenue and 890-902 Dean street (Block 1141, part of Lot 28), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dalhem, Dep't of Housing and Buildings.

ACTION OF BOARD—Request to reopen, dismissed for lack of prosecution.

THE VOTE TO DISMISS REQUEST TO REOPEN—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn...

Negative

792-42-A

APPLICANT—Louis A. Kiesewetter, for Texas Company, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—736-746 Linden boulevard and 796-804 Utica avenue, southwest corner (Block 4675, Lot 6), Borough of Brooklyn.

APPEARANCES—

For Applicant: Joseph B. Lynch.

For Opposition: Louis Weinstein, Ida D. Putterman, Solomon Shapiro and others.

For Administration: Fred Dalhem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (792-42-A)

WHEREAS, Louis A. Kiesewetter, for The Texas Company, owner, filed on November 10, 1942 an appeal from a decision of the borough superintendent, affecting premises 796-804 Utica avenue and 736-746 Linden boulevard, southwest corner (Block 4675, Lot 6), Borough of Brooklyn and

WHEREAS, the decision of the borough superintendent dated November 10, 1942 on Misc. Applic. No. 8575-41 reads:

"1. Proposal to install 6-1000 gal. gasoline tanks is contrary to Ch. 19-69.0 of the Adm. Code."

and

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WHEREAS, the applicant states that the premises consist of a plot 100 ft. by 80 ft. in area, located in a business use district, upon which there exists a one story Class 3 building, 41 ft. 8 in. by 26 ft. in area, erected in 1924; that the entire premises are used as a gasoline service station and is the subject of an application for a variance of the provisions of the Zoning Resolution under Cal. 987-41-BZ; and

WHEREAS, it is proposed to install six 1,000 gallon buried gasoline storage tanks, in lieu of the twelve 550 gallon tanks, which would be required to service the business at this station; that the proposed installation will eliminate complex pipe manifolding and reduce potential hazards; that the installation will comply with all provisions of the Administrative Code, except the capacity of the tanks, and the tank construction will be as required by the Oil Burner Rules of the Board of Standards and Appeals for oil storage tanks.

Resolved, that the decision of the borough superintendent on Misc. Applic. 8575-41, be and it hereby is modified to Objection 1, and that the appeal be and it hereby is granted on condition that not more than four (4), 1,000 gallon tanks shall be installed; that all existing gasoline storage tanks shall be removed from the premises; that in all respects other than capacity, the tanks shall comply with all laws, rules and regulations applicable thereto and the thickness of metal and construction shall be not less than required for tanks of similar capacity under the Oil Burner Rules of the Board of Standards and Appeals; that in all other respects, this installation shall be in accordance with the resolution adopted by the Board this day under Cal. 987-41-BZ.

6-42-S

APPLICANT—Frank Straub, for Frederick Figge Company, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—300-302 Pacific street, south side, 250 ft. east of Smith street (Block 188, Lot 20), Borough of Brooklyn.

APPEARANCES—

For Applicant: Frank Straub.

For Administration: Fred Dalhem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (456-42-S)

WHEREAS, this application from a decision of the borough superintendent, affecting premises 300-302 Pacific street, south side, 250 ft. east of Smith street (Block 188, Lot 20), Borough of Brooklyn, was granted by the Board on July 28, 1942, on certain conditions and the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of July 28, 1942, by adding hereto:

"that a Certificate of Occupancy shall be obtained, which shall set forth the total permitted occupancy of each floor based on the code requirements therefor and that such permitted occupancy shall not be exceeded."

Journal: 12:45 P. M.

JOSEPH J. DOYLE, Chief Clerk.

REGULAR MEETING

TUESDAY AFTERNOON, JUNE 8, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

ZONING CASES

1481-22-BZ

APPLICANT—A. S. G. Construction Corporation, owner.

SUBJECT—Application for consideration—reopening and extension of term of permit—Application (decision of the acting borough superintendent) previously granted on condition, under section 21 of the zoning resolution, permitting in a residence use district, the alteration and conversion of occupancy of a bank to stores located on part of the first story of an existing building (the bank use having been previously granted by the Board).

PREMISES AFFECTED—8502-8518 Fourth avenue, southwest corner of 85th street (Block 6034, Lot 41), Borough of Brooklyn.

APPEARANCES—

For Applicant: Albert J. Appell.

For Administration: Fred Dalhem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and set for hearing July 13, 1943 at 10 A. M.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

858-19-BZ

APPLICANT—Lama and Proskauer, for Ruth B. Klee, owner.

SUBJECT—Application for consideration—reopening and extension of time to complete work—Application (decision of the borough superintendent) previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the alteration and conversion of part of a garage for more than five motor vehicles (previously granted by the Board) so as to include a gasoline service station, lubricatorium and auto laundry.

PREMISES AFFECTED—1520-1528A Fulton street, south side, 320 ft. west of Albany avenue (Block 1864, Lot 14), Borough of Brooklyn.

APPEARANCES—

For Applicant: Alfred A. Lama.

For Administration: Fred Dalhem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (858-19-BZ)

WHEREAS, this application under section 7g of the zoning resolution, permitting in a business use district, the erection and maintenance of a garage for more than five motor vehicles, affecting premises 1520-1528A Fulton street, south side, 320 ft. west of Albany avenue (Block 1864, Lot 14), Borough of Brooklyn, was granted by the Board on March 2, 1920, on certain conditions; and

WHEREAS, on May 27, 1941, the resolution was amended, permitting the inclusion of a gasoline service station, lubricatorium and auto laundry; and

WHEREAS, the applicant requested an extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of March 2, 1920, as amended

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May 27, 1941, only in so far as it has reference to obtaining permits and completion of the work, so that as amended, this portion of the resolution shall read:

"that all permits shall be obtained and all work completed within one (1) year from the date of this amended resolution.

55-32-BZ

APPLICANT—Brighton Beach Holding Corporation, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting in a business use district, the parking and storage of more than five motor vehicles (previously granted by the Board re erection and maintenance of garage and gasoline service station on part of lot).

PREMISES AFFECTED—202-214 Brighton Beach avenue and 2-20 Brighton 1st road (Calm street), southwest corner (Block 7284, part of Lot 1727), Borough of Brooklyn.

APPEARANCES—

For Applicant: Jacob Barasch.

For Administration: Fred Dalhem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (55-32-BZ)

WHEREAS, this application under section 21 of the zoning resolution, permitting in a business use district, the alteration and conversion of an existing building to a garage for more than five motor vehicles, and also the installation of a gasoline service station, affecting premises 128-138 Brighton Beach avenue, south side, 110.8 ft. west of Calm street, Borough of Brooklyn, was granted by the Board April 1, 1932, on certain conditions, the resolution amended December 6, 1932 and May 8, 1934; and

WHEREAS, the resolution was further amended June 17, 1941, permitting the parking and storage of more than five (5) automobiles under section 7c of the zoning resolution, affecting premises 202-214 Brighton Beach avenue and 2-20 Brighton 1st road (Calm street), southwest corner (Block 7284, part of Lot 1727), Borough of Brooklyn; and

WHEREAS, on September 23, 1941, the Board granted an extension of time to obtain permits and complete the work; and

WHEREAS, the applicant requested a further extension of time to obtain permits and complete the work; and

WHEREAS, the resolution adopted by the Board on May 8, 1934, reads as follows:

"Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the building zone resolution under section 21 and that the application be and it hereby is granted on condition that the use of the three-story fireproof building now located on the southerly portion of the plot as a public garage be restricted to the ground floor, permitting the upper two stories to be continued as a public bath house; that the building shall not be increased in area beyond the existing dimensions, namely, approximately 185 ft. by 197 ft., nor in height beyond the present three stories; that the building shall be separated from any other structure by unpierced walls of approved masonry; that any openings in the garage portion to other structures in existing wall shall be closed up with approved masonry of the same thickness as the wall adjacent thereto, and any other openings to bath house portion shall be protected by approved fire doors; that there shall be no vehicular

openings from the garage portion either to Calm street or to the sidewalk running parallel to the railroad right-of-way; that any openings from the garage portion to Calm street, other than windows which shall be of fireproof construction, glazed with wired glass, shall be confined to one emergency exit door not more than 3 ft. 8 in. wide; that the boiler room shall be separated from the balance of the building by unpierced fireproof walls and ceiling, with no opening to boiler room except from the exterior of the building; that all exit stairways now existing, except the one which is located approximately in the center and which is to be removed between the first or ground floor and the second floor, shall lead through approved enclosures directly from the upper stories to the street or sidewalk along the railroad right-of-way, without openings in said enclosures into the ground or first story, to be used as a garage; that there shall be no openings of any nature between the ground or first story garage and the upper stories and any openings existing shall be blocked up with approved masonry to provide effective fire-stops; that the use of the ground floor as a garage shall be restricted to the public storage of automobiles of the pleasure car type, prohibiting the storage of taxi-cabs, trucks or busses; that no gasoline or other volatile or inflammable oil shall be stored or maintained in any part of the building, except in the tanks of the automobiles parked within the building; that all vehicular openings to the garage portion shall be limited to two openings not over 12 ft. in width each in the northerly wall of the building; that other than as modified herein, the building shall be of fireproof construction throughout and in compliance with all laws, ordinances and regulations applicable thereto and to the uses herein permitted as a public garage on the ground floor and a public bath house on the second and third floors; that on the northerly portion of the plot under appeal, now vacant, there may be constructed and maintained a gasoline service station on condition that an open area at least 30 ft. in width shall be maintained at all times parallel to the northerly wall of the garage portion and for the full length of same; that the accessory building shall be constructed along the easterly lot line in width approximately 28 ft. and in length along the lot line approximately 61 ft.; that this accessory building shall be constructed of face brick and enameled brick with glazed terra cotta and non-corrosive metal trim; that this accessory building shall be used solely for office, accessories store, car greasing and washing; that there shall be no open excavation under this accessory building except necessary pits for greasing lifts or racks; that there shall be no openings of any kind in the lot line wall of this accessory building to the premises adjoining to the east, except stationary fireproof windows glazed with wired glass; that the floor and roof construction and roof surfacing shall be of incombustible materials; that all windows shall be of metal frame and sash; that doors may be of wood; that the fronts of the greasing section shall remain open without enclosing doors; that no open flame shall be permitted on any part of the premises; that there shall be constructed from the northerly corner of the accessory building along the easterly lot line a continuous wall of face brick not less than 8 ft. in height to the street line of Brighton Beach avenue, except that this wall may start with a wall 4 ft. in height at the street line of Brighton Beach avenue and be graduated to the 8 ft. height at the rate of one foot in four; that a similar wall not less than 8 ft. in height shall be constructed from the southerly corner of the accessory building along the easterly lot line southerly to a point within 30 ft. from the garage; that thence easterly parallel to the garage building and 30 ft. therefrom to the street line of Calm street and thence along the street line of Calm street to the corner of the garage building, there shall be constructed a substantial iron fence with no openings therein except a

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gate not over 12 ft. in width; that this gate shall be kept locked and used for emergency purposes only as an exit direct to Calm street, the key to this gate to be kept in a glass faced metal box adjacent thereto; that along the westerly line between the gasoline service station area and the sidewalk, running parallel to the railroad right-of-way and from the corner of the garage building to Brighton Beach avenue, there shall be constructed a fence consisting of piers constructed of face brick and fence sections of heavy iron pickets, this fence to be not less than 7 ft. in height; that all walls and piers shall be constructed of face brick, both sides, and properly coped with non-corrosive metal, stone or architectural terra cotta; that there shall be erected along the street line of Brighton Beach avenue a reinforced concrete curbing not less than 12 in. wide and 12 in. high, with not over two openings therein, each opening not to exceed 25 ft. in width, with curb cuts opposite, not over 30 ft. in width; that where not occupied by the accessory building, the entire gasoline service station area shall be cement paved including the 30 ft. passageway parallel to garage; that gasoline pumps erected shall not be nearer than 15 ft. to the street line of Brighton Beach avenue nor 25 ft. to the fence along the railroad right-of-way, nor within 10 ft. of any part of the accessory building; that no automobile repairing or brake testing shall be permitted on any part of the premises; that no parking of cars shall be permitted within the gasoline service station area or the passage parallel to the garage, except cars being serviced; that no portable gasoline pumps shall be maintained on or from the premises; that signs advertising non-conforming uses shall be restricted to the illuminated globes of the gasoline pumps and to permanent flat signs attached to the easterly and northerly facades of the accessory building; that any sign advertising the garage use shall be restricted to one electric projecting sign on the northerly facade of the garage building; that, other than as herein permitted, no signs permanent or temporary shall be displayed to advertise the non-conforming uses of the garage or gasoline service station and no roof signs shall be installed on the accessory building; that the adjacent premises to the east, under the same ownership, at the corner of Calm street and Brighton Beach avenue, shall be developed with conforming uses; that the sidewalk between these premises and the railroad right-of-way shall be maintained free of obstructions at all times for the use of the public; that this resolution supersedes and is in complete substitution for all resolutions previously adopted in connection with these premises; that, in view of all permits having been obtained, approval of amended plans shall be obtained within six months and all work completed within one year from the date of this amended resolution."

WHEREAS, the resolution adopted by the Board on June 1941, reads as follows:

"Resolved, that the Board of Standards and Appeals does hereby amend the resolution adopted on April 1, 1932, as amended by resolutions adopted by the Board on December 6, 1932 and May 8, 1934, only so far as it refers to the requirement that the adjacent premises to the east in the same ownership on the corner of Calm street and Brighton Beach avenue shall be developed with conforming uses, so that as amended that portion of the resolution shall read:

"that the adjoining premises to the east under the same ownership with a frontage of approximately 110 ft. on Brighton Beach avenue and approximately 178 ft. on Calm street may be occupied in conjunction with the garage and gasoline station for the parking and storage of automobiles, provided the plot is leveled to the grade of the surrounding streets and is surfaced with clean gravel, steam cinders or other suitable material, properly rolled and treated with an asphalt

binder and graded so as to provide surface drainage; that there shall be erected on the street building lines of Brighton Beach avenue and Brighton 1st road, also known as Calm street, a wrought iron picket fence, continuously without any openings therein; that such fence shall be on a suitable concrete foundation with a concrete curb toward the lot side for a width of not less than 18 in. beyond such foundation, making a total width of 24 inches to serve as a bumper; that such fence shall not be less than 5 ft. above sidewalk grade, as indicated on revised plans marked 'Received June 1, 1941'; that the entrance to the parking area shall be solely from the driveway between such parking lot and the adjoining garage; that parking of cars shall be arranged as indicated on such plan; that proper aisles shall be maintained at all times for easy entrance and egress and a space of not less than 18 in. between alternate rows of cars for easy access thereto; that any lighting in connection with said parking lot shall be on pipe standards with metallic reflectors so arranged as to reflect toward the center of the property and away from the adjoining residential occupancy of Calm street; that during the term of this permit such portion of the premises shall be occupied for no other use than the parking and storage of automobiles of the pleasure-car type; that no signs shall be erected, except there may be attached to the standard now used for the gasoline brand sign an additional sign advertising the parking use, as indicated on such drawing and not to exceed 15 sq. ft. in area; that all permits required shall be obtained and all work completed within three months from the date of this amended resolution."

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of June 17, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7c for a term of two (2) years from the date of this amended resolution to permit the adjoining premises to the east under the same ownership and with a frontage of approximately 100 ft. on Brighton Beach avenue . . . that such fence shall be not less than 5 ft. above sidewalk grade as indicated on revised plans marked 'Received June 12, 1941.' . . ."

170-37-BZ

APPLICANT—William R. McVay, for Hermine Corlis, owner.

SUBJECT—Application for consideration—reopening and extension of time to complete work—Application (decision of the commissioner of buildings) previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the erection and maintenance of a gasoline service station for a temporary period of ten years; resolution amended March 18, 1941 and granted under section 7f for a temporary term of ten years from April 1, 1941.

PREMISES AFFECTED—79-05 Little Neck road, southeast corner of Union Turnpike (Block 12, Lots 4, 5 and 6), Floral Park, Borough of Queens.

APPEARANCES—

For Applicant: Hermine Corlis.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (170-37-BZ)

WHEREAS, this application, under section 21 of the zoning resolution, permitting in a business use district the erection

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and maintenance of a gasoline service station, effecting premises 79-05 Little Neck road, southeast corner of Union turnpike (Block 12, Lots 4, 5 and 6), Floral Park, Borough of Queens, was granted by the Board April 12, 1938, on certain conditions, resolution amended October 11, 1938, and October 3, 1939, the time to obtain permits and complete the work extended October 8, 1940, the term of the permit extended March 18, 1941, under section 7f of the zoning resolution and time extended on May 5, 1942 and the applicant requested a further extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on April 12, 1938 as last amended May 5, 1942, only so far as it has reference to the time for obtaining permits and completion of work, so that as amended this portion of the resolution shall read:

"that all permits shall be obtained and all work completed within one (1) year from the date of this *amended* resolution."

414-37-BZ

APPLICANT—Sophie Brownstein, present owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the commissioner of buildings) previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, for a period of five years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—796 East 166th street, south side, 90 ft. west of Union avenue (Block 2670, Lot 35), Borough of The Bronx.

APPEARANCES—

For Applicant: Sophie Brownstein.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (414-37-BZ)

WHEREAS, this application under section 21 of the zoning resolution, permitting for a period of five years, the parking and storage of more than five motor vehicles, affecting premises 796 East 166th street, south side, 90 ft. west of Union avenue (Block 2670, Lot 35), Borough of The Bronx, was granted by the Board on May 24, 1938, on certain conditions and the applicant requested an extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of May 24, 1938, so that as amended, this portion of the resolution shall read:

"*Resolved*, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution and that the application be and it hereby is granted under section 7h for the term of five (5) years from the date of this *amended* resolution to permit. . . ."

485-38-BZ

APPLICANT—William L. Pyne, owner.

SUBJECT—Application for consideration—reopening and extension of permit—re application (decision of the borough superintendent) under section 7h of the zoning resolution, permitting partly in a business use and partly in a residence use district for a temporary period, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—168-29 88th avenue, northwest corner of 168th place (Block 894 (9821), part of Lot 16), Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: Charles Taussig.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn..

Negative

THE RESOLUTION (485-38-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting partly in a business use district and partly in a residence use district, for a temporary period of not more than two years, the transient parking of more than five motor vehicles, affecting premises 168-29 88th avenue northwest corner of 168th place (Block 894 (9821), part of Lot 16), Jamaica, Borough of Queens, was granted by the Board June 27, 1939, on certain conditions for a temporary period of two years, permit extended on June 2, 1941, and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on June 27, 1939, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h for a term of two years from the date of this *amended* resolution, to permit portion of the premises to be occupied for the transient parking of more than five (5) motor vehicles on condition . . ."

810-42-BZ

APPLICANT—Abraham Farber, for Monford Realty Corporation, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Application (decision of the borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting in a residence use district, the alteration and extension of a factory building—by the erection of a third story.

PREMISES AFFECTED—1-27 Montauk avenue, 3144-3166 Atlantic avenue, southeast corner and 2-40 Milford street (Block 3976, Lots 25 to 48, inclusive), Borough of Brooklyn.

APPEARANCES—

For Applicant: Abraham Farber.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative

THE RESOLUTION (810-42-BZ)

WHEREAS, this application under section 7c of the zoning resolution, permitting in a residence use district, the alteration and extension of a factory building—by the erection of a third story, affecting premises 1-27 Montauk avenue, 3144-3166 Atlantic avenue, southeast corner and 2-40 Milford street (Block 3976, Lots 25 to 48, inclusive), Borough of Brooklyn, was granted by the Board on January 5, 1943, on certain conditions and the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of January 5, 1943, by adding thereto:

"that in the event the owner desires to reduce the height of the two-story brick building now existing at 11 Montauk avenue to one story, such may be done, provided

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the front wall is reconstructed or refinished to harmonize with the adjoining portions of the building on the same street front; that the front wall of the one-story metal building shown on Key Plan as No. 1 and No. 11 may be removed as well as the cyclone fence along the building line and replaced with a 12-inch brick wall harmonizing with the other buildings; that such shall wall be approximately 18 feet in height with an opening fitted with sliding gates as indicated on revised plans marked 'Received May 18, 1943.'

APPEALS FROM ADMINISTRATIVE DECISIONS

25-43-A

APPLICANT—Sidney L. Strauss, for Commodore-Biltmore Co., Inc., owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—323-335 East 44th street, north side and 322-334 East 45th street, south side, 175 ft. west of First avenue (Block 1337, Lot 4), Borough of Manhattan.

APPEARANCES—

For Applicant: Sidney L. Strauss.

For Administration: Insp. Maher, Fire Dep't.

ACTION OF BOARD—Laid over to July 13, 1943 at 2 P. M., pending an inspection by a committee of the Board.

22-43-S

APPLICANT—Martin Hansen, for Broadway and 33rd Street Corporation, subsidiary of Gimbel Brothers, owners.

SUBJECT—Variation of the labor law as cited in an order and a decision of the fire commissioner.

PREMISES AFFECTED—47-02 31st place, west side, between 47th and 48th avenues (Block 281, Lot 1), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Martin Hansen.

For Administration: Thomas A. Larkin, Fire Dep't.

ACTION OF BOARD—Laid over to July 13, 1943 at 2 P. M., pending an inspection by a committee of the Board.

23-43-S

APPLICANT—J. M. Berlinger, for Harlem Savings Bank, owner.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—228 West Broadway, west side, 64 ft. 11-11/12 in. south of North Moore street and 8 North Moore street, south side, 65 ft. 8 in. west of West Broadway (Block 189, Lot 41), Borough of Manhattan.

APPEARANCES—

For Applicant: Charles I. Goldman.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to June 15, 1943 at 2 P. M., for further consideration by the Board.

24-43-A

APPLICANT—Theodore Heilig, for Lex. Holding Corporation, owner (L. V. Hoffman and Co., Inc., Agent) (Tedlee Chemical Corp., and The Kentlee Co., Inc., lessees).

SUBJECT—Appeal from an order of the fire commissioner.

PREMISES AFFECTED—137-139 East 25th street, north side 79.10 ft. east of Lexington avenue and 138 East 26th street (3rd floor); (Block 881, Lot 29), Borough of Manhattan.

APPEARANCES—

For Applicant: Theodore Heilig.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Laid over to July 13, 1943 at 2 P.M., pending an inspection by a committee of the Board.

225-43-A

APPLICANT—John T. Briggs, for Shirley K. Finston, Ruth V. Sieberman and Lois Voltter, owners (Royalt Lace Paper Works, Inc., lessee).

SUBJECT—Appeal from a decision re an order of the fire commissioner.

PREMISES AFFECTED—89-107 Gold street, southeast corner of Front street (5th floor); (Block 56, Lot 3), Borough of Brooklyn.

APPEARANCES—

For Applicant: John T. Briggs.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Laid over to July 13, 1943 at 2 P.M., pending an inspection by a committee of the Board.

229-43-A

APPLICANT—Martin Hansen, for Broadway-33rd Street Corporation (Subsidiary of Gimbel Brothers) owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—47-02 31st place (School street), west side, between 47th (Nelson) avenue and 48th (Anabel) avenue (Block 281, Lot 1), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Martin Hansen.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Laid over to July 13, 1943 at 2 P.M., pending an inspection by a committee of the Board.

230-43-A

APPLICANT—Hilo Varnish Corporation, for The Peelle Company, owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—42-60 Stewart avenue, east side, from Harrison place to Ingraham street (Block 3001, Lot 1), Borough of Brooklyn.

APPEARANCES—

For applicant: Frank L. Schumann.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Laid over to July 13, 1943 at 2 P.M., pending an inspection by a committee of the Board.

272-43-A

APPLICANT—John M. Baker, for P. L. Andrews Corporation, owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—78-08 Cooper avenue, south side, 848 ft. west of Dry Harbor road (Block 3803, Lot 14), Glendale, Borough of Queens.

APPEARANCES—

For Applicant: John M. Baker.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Laid over to July 13, 1943 at 2 P.M., pending an inspection by a committee of the Board.

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882-42-A

APPLICANT—Henry Nordheim, for Katherine Lama, owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—1632 Glover street, east side, 40.9 ft. south of Castle Hill avenue (Block 3990, Lot 33), Borough of The Bronx.

APPEARANCES—

For Applicant: Henry Nordheim.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Appeal withdrawn by applicant for purpose of filing a building zone application.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

883-42-A

APPLICANT—Henry Nordheim, for Katherine Lama, owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—1630 Glover street, east side, 67.9 ft. south of Castle Hill avenue (Block 3990, Lot 32), Borough of The Bronx.

APPEARANCES—

For Applicant: Henry Nordheim.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Appeal withdrawn by applicant for purpose of filing a building zone application.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

913-42-A

APPLICANT—National Motor Rebuilding Corporation, lessee, for Turnbull and Bergh, owners.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—1596-1604 Atlantic avenue, east side, 150 ft. north of Albany avenue (Block 1334, Lot 5), Borough of Brooklyn.

APPEARANCES—

For applicant: None.

ACTION OF BOARD—Appeal withdrawn on written request for applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

159-43-A

APPLICANT—Peter Hatjy George, owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—342 Coster street, north side, 150 ft. east of East Bay avenue (Block 2774D, Lot 373), Borough of The Bronx.

APPEARANCES—

For Applicant: Peter Hatjy George.

ACTION OF BOARD—Appeal withdrawn.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

164-43-A

APPLICANT—C. Grant Keck, for C. Grant Keck and John Jaros, owners, (York Ice Machinery Co., lessee).

SUBJECT—Appeal from an order of the fire commissioner and a decision of the acting borough superintendent.

PREMISES AFFECTED—45-14 51st street, west side, 100 ft. south of Queens boulevard (Block 1382, Lot 54), Woodside, Borough of Queens.

APPEARANCES—

For Applicant: C. Grant Keck, P. C. Wantz and Abram L. Garber.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings; Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal withdrawn by applicant after argument.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

190-43-A

APPLICANT—Richard Shutkind, for Frank H. Sincereaux and Albert W. Pross, trustees.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—785 Westchester avenue, west side, 272.46 ft. north of Tinton avenue (Block 265, Lot 22), Borough of The Bronx.

APPEARANCES—

For Applicant: Richard Shutkind.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Appeal withdrawn by applicant after argument.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

231-43-A

APPLICANT—Alexander D. Crosett, for Defense Plant Corporation, owner (Columbia Aircraft Corporation, lessee).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—145-03 Hook Creek boulevard, east side, 34 ft. south of 145th avenue (Block 495, Lot 1), Rosedale, Borough of Queens.

APPEARANCES—

For Applicant: Henry G. Hauck.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Appeal withdrawn at request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

780-42-A

APPLICANT—Kary-Safe Paper Bag Company, Incorporated, owner.

SUBJECT—Appeal from an order of the fire commissioner.

PREMISES AFFECTED—755 East 134th street, north side, 100 ft. west of Willow avenue and 147 Willow avenue (Block 2563, Lot 45), Borough of The Bronx.

APPEARANCES—

For applicant: None.

ACTION OF BOARD—Appeal denied.

THE VOTE TO GRANT—

Affirmative 0

Negative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 0

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THE RESOLUTION (780-42-A)

WHEREAS, Kary-Safe Paper Bag Company, Inc., owner, filed on November 6, 1942, an appeal from an order of the fire commissioner, affecting premises 755 East 134th street, north side, 100 ft. west of Willow avenue and 147 Willow avenue (Block 2563, Lot 45), Borough of The Bronx; and WHEREAS, Order 14950-LF, issued by the fire commissioner June 27, 1942, and referred to in Order 32485-LC; issued by the fire commissioner October 28, 1942, reads:

"1. Properly repair the sprinkler siamese connection on the Willow Avenue side of building or provide a new approved head (collar lugs broken off) Art. 16, Ch. 26, Adm. Code.

2. Extend sprinkler system to cover new one-story extension used for paper storage, Art. 16, Ch. 26, Adm. Code."

and

WHEREAS, the applicant states the building is one story (15 ft.) in height, 50 ft. by 100 ft. in area; of Class 3 construction, erected 1941, located in an unrestricted use district and used as a warehouse for the storage of paper rolls, no persons; and

WHEREAS, the applicant contends that the plant is not engaged in war work to a sufficient extent to warrant the issuance of the priority necessary to secure materials for the installation of a sprinkler system; that the sprinkler system is not necessary in the new building, as the merchandise stored therein does not burn readily; that no requirement for the installation of the sprinkler system was raised by the Department of Housing and Buildings at the time the plans for erection of the building was approved; that the building as erected in accordance with approved plans; that to require the extension of the sprinkler system now would work an undue hardship upon the owner; and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board.

Resolved, that the order of the fire commissioner, Order 14950-LF, be and it hereby is affirmed and that the appeal be and it hereby is *denied*.

126-43-S

APPLICANT—Frank Straub, for Senalton Realty Corporation, owner.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—38 West 38th street, south side, 412 ft. east of Sixth avenue (Block 839, Lot 63), Borough of Manhattan.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (35-43-S)

WHEREAS, Frank Straub, for Senalton Realty Corporation, owner, filed on January 21, 1943, an application from a decision of the borough superintendent, affecting premises, 38 West 38th street, south side, 412 ft. east of Sixth avenue (Block 839, Lot 63), Borough of Manhattan; and

WHEREAS, when this case was called for hearing, no one appeared on behalf of the application, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

126-43-S

APPLICANT—Towns and James, Inc., lessee, for James Brothers Realty Co., Inc., owner.

SUBJECT—Variation of the labor law as cited in orders of the fire commissioner.

PREMISES AFFECTED—213-221 Duffield street, east side, 100 ft. south of Willoughby street and 110-114 Willoughby street (Block 2077, Lot 18), Borough of Brooklyn.

APPEARANCES—

For Applicant: Samuel Kreutzer and Halstead James.

For Administration: Thomas A. Larkin, Fire Dep't.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (126-43-S)

WHEREAS, Towns and James, Inc., lessee, for James Brothers Realty Company, Inc., owner, filed on March 20, 1943, an application, for variation of the Labor Law as cited in orders of the fire commissioner, affecting premises 213-221 Duffield street, east side, 100 ft. south of Willoughby street, and 110-114 Willoughby street (Block 2077, Lot 18), Borough of Brooklyn; and

WHEREAS, Order 10190-LF, issued by the fire commissioner February 19, 1943, reads:

"Arrange the hardware (panic bolts) on street exit doors of both required exit stairways on south side of building so that doors can be opened from both sides in such a manner as to afford free and unobstructed use for the purpose of ingress and egress. Section 272 of the Labor Law."

and

WHEREAS, Order 10191-LF, issued by the fire commissioner February 19, 1943, reads:

"Arrange the hardware (locks) on doors leading to required exit stairways at north, east and south sides of building on all stories (except 6th story) so that doors can be opened from both sides in a manner as to afford free and unobstructed use for purpose of ingress and egress. Section 272 of the Labor Law."

and

WHEREAS, the applicant states that the building is two and seven stories (87 ft. 8 in.) in height; 107 ft. front on Duffield street and 60 ft. 2 in. front on Willoughby street; of Class 1 construction; erected 1913; located in an unrestricted use district and used and occupied as follows; subcellar, storage, no persons; cellar, stock room and boiler room, 4 persons; first floor, office and shipping, 105 persons; second floor, stock room, 48 persons; third floor, stock rooms, 38 persons; fourth floor, storage, 3 persons; fifth floor, storage, 3 persons; sixth floor, storage, no persons; seventh floor, pharmaceutical laboratory, 13 persons; that no change in use or occupancy is proposed; that the entire building is used by one tenant for wholesale drugs; that the building is equipped with a two source sprinkler system, standpipe system and interior fire alarm system and fire drills are maintained; that there are three interior 3 ft. 8 in. reinforced concrete stairs enclosed in 6 in. terra cotta block partitions plastered on both sides, equipped with kalemein self-closing doors and extending from roof bulkhead directly to the street and one fire escape extending from top story to second floor with counter balanced stair from second floor to street; that windows and doors on the course of the fire escape are fireproof and self-closing; that the street exit doors are equipped with panic bolts; that the doors leading to stairways are equipped with locks opening only from inside by turning knob and will not open from stairway side; that no part of the building is used for factory except the top floor; that the building is protected by the Holmes Protective System as well as an annunciator system connected to all stair-

MINUTES

way and exit doors, to indicate when they are open; that the applicant is engaged in vital defense business; that if compelled to comply with Section 272 of the Labor Law, the applicant would be subject to sabotage and theft, unless an armed guard could be maintained at various exit doors at all times and it is therefore requested that a variation from the requirements of Section 272 of the Labor Law be made, permitting the applicant to install an approved panic bolt on all stairway exit doors and street exit doors.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the requirements of the Labor Law as cited in orders of the fire commissioner, Orders 10190-LF and 10191-LF, and that the application be and it hereby is *granted on condition* that panic bolts shall be of the approved type and may be installed only on the street exit doors from stairways leading to Duffield street; that panic bolts may also be installed on stairway doors leading from the 4th and 5th floors, but only so long as such floors are not occupied for manufacturing, and that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

181-43-S

APPLICANT—Essex Metal Products Co., lessee, for Belfan Building Corp., owner.

SUBJECT—Variation of the labor law as cited in an order and a decision of the fire commissioner.

PREMISES AFFECTED—8-12 Forrest street, south side, 95 ft. east of Bushwick avenue (Block 3145, Lot 11), Borough of Brooklyn.

APPEARANCES—

For Applicant: Charles Smith and Billie Schulman.

For Administration: Thomas A. Larkin, Fire Dep't.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (181-43-S)

WHEREAS, Essex Metal Products Co., lessee, for Belfan Building Corp., owner, filed April 17, 1943, an application for variation of the labor law as cited in an order and decision of the fire commissioner, affecting premises 8-12 Forrest street, south side, 95 ft. east of Bushwick avenue (Block 3145, Lot 11), Borough of Brooklyn; and

WHEREAS, Order 10134-LF, issued by the Fire Commissioner February 2, 1943 and referred to in a decision by the Fire Commissioner dated March 22, 1943, reads:

"1. Arrange iron bars on all windows on 1st story so as to be readily movable or removable from both sides in such a manner as to afford the free and unobstructed use of such windows for the purpose of egress as per Section 272 of the Labor Law."

and

WHEREAS, the applicant states the building is six stories and basement (70 ft.) in height, 52 ft. by 110 ft. in area; of Class 1 construction; erected in 1906; located in an unrestricted use district and occupied as follows: Cellar, storage of steel in rolls, no persons; 1st floor, metal mfg., 40 persons; 2nd floor, garment mfg., 40 persons; 3rd floor, knit goods mfg., 24 persons; 4th floor, glove mfg., 20 persons; 5th floor, slipper mfg., 12 persons; 6th floor, garment mfg., 24 persons; that the building is equipped with one 42 in. fireproof stairs leading from roof directly to street and two fire escapes, one of which extends to roof by ladder and to court yard at basement level by iron ladder with egress by stairway from basement level of court to vacant lot on west side of building; and

WHEREAS, the applicant contends that there are 26 windows affected by this application on the 1st floor, as indicated on plans filed with this application; that four of such windows are full-size located in the front wall facing Forrest street; that in the west wall there are seven full-size win-

dows; that in the plant area one full size window; in men's room, one half size window; in ladies' room, one half size window and one half size window in cloak room; that in the rear wall, there are three full size windows; in the east wall, 9 half size windows; that all of the half size windows are immovable and cannot be used as a means of egress; that the full size windows consist of a fixed lower half with upper half sash swinging on a pivot and these fixed windows cannot be used as a means of egress; that all of these windows are equipped with metal bars cemented in the walls of the buildings on the interior; that in addition to the fire escapes consisting of one at the front extending from 6th floor to street with metal stairway leading directly to street and one at rear extending from 6th floor to court yard and with ladder to roof from top balcony, there are adequate exits from the building.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the requirements of the Labor Law, as cited in Order 10134-LF of the Fire Commissioner, Objection 1, and that the application be and it hereby is *granted on condition* that the exits from the first floor as shown, namely two to Forrest street and one to the rear yard, shall be maintained; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto other than as modified by the Board under Cal. 1463-17-S.

197-43-A

APPLICANT—Sharron Metallic Corporation, for Macata Corporation, owner.

SUBJECT—Appeal from a decision re an order of the fire commissioner.

PREMISES AFFECTED—1185-1223 Flushing avenue southwest corner of Harrison place (Block 3007, Lot 3), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (197-43-A)

WHEREAS, Sherron Metallic Corporation, for Macata Corporation, owner, filed April 28, 1943, an appeal from an order of the fire commissioner, affecting premises 1185-1223 Flushing avenue, southwest corner Harrison place (Block 3007, Lot 3), Borough of Brooklyn; and

WHEREAS, Order 92426-LC, issued by the fire commissioner July 6, 1942, and repeated in a decision of the fire commissioner dated April 16, 1943, reads:

"You are hereby notified that an inspection of the above premises used to store lacquer and thinners, shows that the following must be done before the permit requested by you can be issued.

4. Discontinue the maintenance of any open flames within floor area where spray coating is carried on, or separate said open flames or sparking device by partitions constructed of fireproof or fire-resisting material Rule 6.1.8, Spray Rules."

and

WHEREAS, the applicant states that the building is 3 stories (44 ft. 10 in.) in height, 305 ft. by 62 ft. in area; of Class 1 construction, equipped with a sprinkler system and stand-pipe system, erected in 1922; located in an unrestricted use district and used and occupied as follows: Cellar, machine room, manufacturing steel cubicles and case parts, 147 persons; 1st floor, manufacturing, steel cubicles, assembly and welding of steel cases, 230 persons; 2nd floor, manufacturing radio and communications equipment, 180 persons; 3rd floor, painting and finishing steel cubicles, panels and enclosing cases, 180 persons, for which no certificate of occupancy has been issued; and

MINUTES

WHEREAS, the applicant contends that under the conditions obtaining in the plant, the installation is entirely safe; that the spray booths are equipped with mechanical ventilation systems vented through the roof and the ovens are mechanically vented to outdoors and fully equipped with automatic controls; that one of the ovens was installed in November, 1935 with the spray booths and it has been used continuously since then; that Gelnrich and Gelnrich, the manufacturers of the ovens, have stated that this type of oven is now under consideration by the Board for general approval; and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board.

Resolved, that the order of the fire commissioner as to order 92426-LC, Item 4, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the open flames consisting of the gas flames in the Gelnrich ovens shall be not nearer to the spray booth than as shown; that the Gelnrich ovens shall be of the type as submitted to the Board for approval; that the natural ventilation by means of windows supplemented by the ventilation required for the oven and spray booth, shall be maintained; that in all other respects, the building and occupancy shall comply with all other laws, rules and regulations applicable thereto and a certificate of occupancy shall be obtained.

207-43-A

APPLICANT—Evro Products Co., lessee, for Philip Rozinsky, owner.

SUBJECT—Appeal from a decision re an order of the fire commissioner.

PREMISES AFFECTED—61 Liberty avenue, northeast corner of Watkins street, (5th floor); (Block 3491, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Abe Krasner.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (207-43-A)

WHEREAS, Evro Products Company, lessee, for Philip Rozinsky, owner, filed May 3, 1943, an appeal from an order of the fire commissioner affecting premises, 61 Liberty avenue, northeast corner Watkins street (5th floor); (Block 3491, Lot 1), Borough of Brooklyn; and

WHEREAS, Order 93168-LC, issued by the fire commissioner October 8, 1942, and repeated in a decision of the fire commissioner dated May 3, 1942, reads:

"You are hereby notified that an inspection of the above premises used to store enamel, thinners and lacquer shows that the following must be done before the permit requested by you can be issued:

3. Remove all electric switches, rheostats, lamps or other electrical equipment from the spray, dipping or immersing rooms or within 10 ft. from any spray compartment, spray booth or immersing or dipping space, unless such equipment be of a type approved for use in an explosive atmosphere. Rule 4.4., Spray Rules.

7. Discontinue the maintenance of any open flames within floor area where spray coating is carried on or separate said open flames or sparking device by partitions constructed of fireproof or fire-retarding material. Rule 6.1.8, Spray Rules.

9. Provide a separate exterior storage building of fireproof or fire-resisting material with ventilated plain glass skylight or a storage room constructed fireproof in a fireproof building or fire-resisting in a non-fireproof building for the storage of spray material in excess of 100 gallons.

Storage rooms shall have a window opening to the outer air but such window shall not be on a lot line, enclosed court nor opposite within 20' of windows of adjacent buildings; nor part of the same premises, such window openings to be fire-proofed and lower half provided with open louvres or ventilated by a metal duct or fan at least 8" in diameter. The floors of all storage rooms shall be waterproof up to a height of at least 6" from the floor and be properly pitched for drainage purposes to a low point within enclosure. Any drain in such a storage room shall not be connected to the house drainage system or street sewer. The sill of the door shall be at least 6" above the finished floor. All doors to be tin-clad approved fireproof and self-closing. Rule 6.1.3, Spray Rules (OR)

Provide a double walled metal cabinet for the storage of more than 20 gallons of spraying material, but not exceeding 100 gallons. Said cabinet must be ventilated direct to outer air. Rule 6.1.2, Spray Rules.

10. Provide sprinkler heads, installed in accordance with the sprinkler rules of Board of Standards and Appeals in all spray, dipping or immersing spaces and storage rooms. Rule 6.3, Spray Rules."

and

WHEREAS, the applicant states the building is 5 stories (60 ft.) in height, 50 ft. by 89 ft. in area; of Class 3 construction; erected 1906, equipped with a sprinkler system, located in an unrestricted use district and used and occupied as follows: first floor, mirror manufacturing, 8 persons; second floor, sweater manufacturing, 25 persons; third floor, pocketbook manufacturing, 15 persons; fourth floor, undergarment manufacturing, 40 persons; fifth floor, industrial paint spray, 6 persons; that no change in use or occupancy is proposed; and

WHEREAS, the applicant contends that all items of the fire commissioner's order have been complied with except items 3, 7, 9 and 10; that due to the shortage of labor and materials, the applicant is unable to comply with the objections herein appealed; that the plant is engaged primarily in defense work; that it is requested that the Board waive the enforcement of the portions of the order appealed until such time as war conditions permit compliance, and if the Board cannot waive such enforcement, that the Board permit an extension of time of 60 to 90 days to permit the applicant to locate a new building that will conform to Fire Department regulations for the use; and

WHEREAS, the premises were inspected by a committee of the Board.

Resolved, that the order of the fire commissioner, Order 93168-LC, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the spray booth shall comply with the requirements of the Spray Rules of the Board; that the amount of paint storage shall not exceed 100 gallons and shall be stored in a steel cabinet satisfactory to the fire commissioner; that the electric work within 10 ft. of the spray compartment shall be made to comply with the requirements therefor; that the sprinkler system shall be maintained to the satisfaction of the fire commissioner and that such portable fire fighting appliances shall be maintained as the fire commissioner shall direct and that in all other respects, the requirements of Order 93168-LC shall be complied with.

219-43-A

APPLICANT—Federal Telephone and Radio Corporation, Laboratories Division, lessee, for International Telephone Building Corporation, owner.

SUBJECT—Appeal from an order of the fire commissioner.

PREMISES AFFECTED—65-81 Broad street, 30-36 Beaver street, southeast corner and 28-36 South William street, northeast corner of Broad street (Block 29, Lot 70), Borough of Manhattan.

MINUTES

APPEARANCES—

For Applicant: C. E. Brigham, K. M. Holt and Nicholas Spadavico.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (219-43-A)

WHEREAS, Federal Telephone and Radio Corporation, lessee, for International Telephone and Building Corporation, owner, filed on May 7, 1943, an appeal from an order of the fire commissioner affecting premises 65-81 Broad street, 30-36 Beaver street, southeast corner, and 28-36 South William street, northeast corner of Broad street (Block 29, Lot 70), Borough of Manhattan; and

WHEREAS, Order 34111-LC, issued by the fire commissioner April 9, 1943, reads:

"Before a permit may be issued for the storage and use of paint, the following must be done.

1. Discontinue the spraying of paint where welding is done. Rule 4.4.

3. Remove electric arc welder and motor generator unit from spraying room. Rule 4.4."

and

WHEREAS, the applicant states that the building is 35 stories (456 ft.) in height; 231 ft. by 130 ft. in area; of Class I construction; equipped with a sprinkler system and a standpipe system; erected 1930; located in an unrestricted use district and used and occupied; cellar, radio development laboratory, 50 persons; 1st to 35th floors, offices and technical development laboratories, maximum occupancy not to exceed that permitted by certificate of occupancy; and

WHEREAS, Certificate of Occupancy 16414, issued May 19, 1930, permits the use of the building above the first story for offices throughout; and

WHEREAS, the applicant contends that the space in question located in the cellar, as indicated on plans filed with this appeal is a laboratory engaged in the development of advanced radio systems required for military purposes; that no products are manufactured on a commercial scale; that the welding and painting facilities in question are for testing and developing purposes only; that the spray booth and welding table are separated by a brick wall extending more than half way across the room and to a height of 8 ft. from the floor; that painting and welding are not carried on at the same time; that 3,000 cu. ft. per minute of fresh air is being introduced into the room at all times and during the operation of the spray booth or welding 3,000 cu. ft. per minute of air is being exhausted; that in view of the infrequent use of the spraying or welding, the fact that the work done is not on a production basis and is urgent from a military standpoint, it is requested that the Board grant a variation permitting this technical violation of Section C19-11 to continue.

Resolved, that the order of the fire commissioner, Order 34111-LC, Objections 1 and 3, be and it *hereby* is modified and that the appeal be and it *hereby* is *granted on condition* that the laboratory shall be maintained under all the conditions as proposed and to the satisfaction of the fire commissioner; that the person in charge shall hold a certificate of fitness; that such portable fire fighting appliances shall be maintained as the fire commissioner shall direct; that the duct ventilating the paint storage cabinet shall be disconnected from the building system and so arranged as to exhaust directly to the outer air; that the storage of paint shall not exceed 20 gallons and shall be stored in a metal cabinet satisfactory to the fire commissioner; that in all other respects all laws, rules and regulations shall be complied with; that this variance shall continue only during the term of the present emergency.

220-43-S

APPLICANT—A. Schrader's Son, Division of Scovill Manufacturing Co., Inc., owner.

SUBJECT—Variation of the labor law as cited in a decision of the fire commissioner.

PREMISES AFFECTED—505 Clermont avenue and 783 Atlantic avenue, northeast corner (Building 1) (Block 2009, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Frederick L. Kane and William D. Tucker.

For Administration: Thomas A. Larkin, Fire Dep't.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (220-43-S)

WHEREAS, A. Schrader's Son, owner, filed May 7, 1943 an application for a variation of the requirements of the Labor Law as cited in a decision of the fire commissioner affecting premises 505 Clermont avenue and 783 Atlantic avenue, northeast corner (Building No. 1); (Block 2009 Lot 1), Borough of Brooklyn; and

WHEREAS, the decision of the fire commissioner dated April 9, 1943, reads:

"In response to your letter of April 5th requesting a permit for the employees to smoke in the above mentioned premises, you will please be advised that your application must be denied inasmuch as smoking is prohibited in these premises by the provisions of the Labor Law and the Rules of the Board of Standards and Appeals. The occupancy does not come within the classification where smoking may be permitted under the rules of the Board."

and

WHEREAS, the applicant states the building is 7 stories (96 ft.) in height, 204 ft. by 90 and 100 ft. irregular in area; Class 1 construction; erected 1913; located in an unrestricted use district and used and occupied as follows: cellar, boiler room and coal storage, 4 persons; 1st floor, engine room and factory, 14 persons; 2nd floor, factory employees' cafeteria, 20 persons and stock room, 19 persons; 3rd floor, manufacturing valves, etc., 170 persons; 4th floor, same, 54 persons; 5th floor, factory and stock room, 25 persons; 6th floor, manufacturing valves, etc., 119 persons; 7th floor, manufacturing valves, etc., 52 persons; that no change in use or occupancy is proposed, except that the occupancy of the factory employee's cafeteria on the second floor will be increased to 460 persons; that the building is equipped with a two source sprinkler system and standpipe system and an interior fire alarm system; that there are three 49 in. fireproof stairs leading from roof bulkhead to street; and

WHEREAS, the applicant states that it is proposed to permit employees to smoke in the factory employees' cafeteria located on the second floor, as indicated on plans filed with this application; and

WHEREAS, the applicant contends that this cafeteria room is approximately 120 ft. by 90 ft. in area and is used primarily to serve meals to the factory employees and for rest and recreation purposes; that the cafeteria is equipped to serve 1500 meals, the largest number which may be served at one time being 460 persons; that the cafeteria has a seating capacity of 700 persons; that in view of the great strain under which the employees work, it is requested that smoking be permitted, in order to help the morale of the employees; that the building is fireproof; that the plant is completely sprinklered and equipped with interior alarm system and policed by 21 uniformed auxiliary policemen; that good housekeeping conditions are maintained; that the building is provided with an A.D.T. system; that the plant is engaged in fulfillment of war contracts; that the products manufactured are generally non-inflammable; that the grant-

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of this application is necessary to the performance of the
nt's war effort; and

WHEREAS, the applicant has filed recommendations of the
nt Security Officer of the U. S. Army recommending the
nting of the permission herein sought.

Resolved, that the Board of Standards and Appeals does
by make a variation in the requirements of the Labor
w, as cited in a decision of the fire commissioner, dated
ril 9, 1943, and that the application be and it hereby is
nted on condition that smoking will be restricted to the
eteria on the second floor; that the sprinkler system and
rior fire alarm system shall be maintained to the satisfac-
i of the fire commissioner and proper receptacles shall be
ntained within the cafeteria for cigar and cigarette butts;
t such portable fire-fighting appliances shall be maintained
rein, as the fire commissioner shall direct; that in all
er respects, the requirements of the Smoking in Factory
es of the Board shall be complied with; that this vari-
e is granted only during the term of the present
ergency.

-43-S

PLICANT—A. Schrader's Son, Division of Scovill
Manufacturing Co., Inc., owner.

BJECT—Variation of the labor law as cited in a decision
of the fire commissioner.

EMISES AFFECTED—468-486 Vanderbilt avenue, west
side, 257 ft. 7 in. north of Atlantic avenue (Building
3); (Block 2009, Lot 1), Borough of Brooklyn.

PEARANCES—

For Applicant: Frederick L. Kane and William
D. Tucker.

For Administration: Thomas A. Larkin, Fire Dep't.

TION OF BOARD—Application granted on condition.

E VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

E RESOLUTION (221-43-S)

WHEREAS, A. Schrader's Son, owner, filed on May 8,
3 an application for variation of the requirements of the
or Law as cited in a decision of the fire commissioner,
cting premises 468-486 Vanderbilt avenue, west side, 257
in. north of Atlantic avenue (Building No. 3); (Block
9, Lot 1), Borough of Brooklyn; and

WHEREAS, the order of the fire commissioner, dated April
943, reads:

"In response to your letter of April 5th requesting
a permit for the employees to smoke in the above men-
tioned premises, you will please be advised that your
application must be denied inasmuch as smoking is pro-
hibited in these premises by the provisions of the Labor
Law and the Rules of the Board of Standards and
Appeals. The occupancy does not come within the
classification wherein smoking may be permitted under
the rules of the Board."

WHEREAS, the applicant states the building is 10 stories,
5 ft.) in height, 180 ft. by 90 ft. in area; of Class 1
struction; erected 1920; located in an unrestricted use
rict and used and occupied as follows: Cellar, coal stor-
; first floor, manufacturing valves, etc., 19 persons; sec-
floor, offices and stock, 93 persons; third floor, manu-
uring valves, etc., 16 persons; fourth floor, stock, 2
ons; fifth floor, factory and stock, 46 persons; sixth
; offices and laboratory, 82 persons; seventh floor, manu-
uring valves, etc., 55 persons; 8th floor, office, employees'
teria, 8 persons and testing laboratory and offices, 52
ons; 9th floor, offices, 115 persons; 10th floor, offices,
ersons; that it is proposed to be used and occupied with-
change, except for the 8th floor, which will have 260
ons in the cafeteria and 52 persons in the testing
ratory and offices; that the building is equipped with a

two source sprinkler system, a standpipe system, and in-
terior fire alarm system and two 49 in. fireproof stairs lead-
ing from roof bulkhead direct to street; and

WHEREAS, the applicant states that it is proposed to per-
mit employees to smoke in the office employees cafeteria
locate in the 8th floor; and

WHEREAS, the applicant contends that the office employees'
cafeteria located on the 8th floor is approximately 60 ft. by
72 ft. in area and is used to serve meals at noon time and
as a lounge or recreation room; that it will be helpful and
conducive to the efficiency of the employees to be permitted
to smoke; that the building is fireproof and sprinklered
and equipped with a fire alarm system and policed regu-
larly; and

WHEREAS, the applicant has filed a recommendation of
the Plant Security Officer of the U. S. Army approving
the request for permission to smoke as herein proposed.

Resolved, that the Board of Standards and Appeals does
hereby make a variation in the requirements of the Labor
Law, as cited in a decision of the fire commissioner, dated
April 9, 1943, and that the application be and it hereby is
granted on condition that smoking will be restricted to the
cafeteria on the eighth floor, that the sprinkler system and
interior fire alarm system shall be maintained to the satis-
faction of the fire commissioner and proper receptacles
shall be maintained within the cafeteria for cigar and cig-
arette butts; that such portable fire-fighting appliances shall
be maintained therein as the fire commissioner shall direct;
that in all other respects, the requirements of the Smoking
in Factory Rules of the Board shall be complied with; that
this variance is granted only during the term of the present
emergency.

224-43-A

APPLICANT—Optical Research Inc., owner.

SUBJECT—Appeal from an order and a decision of the
fire commissioner.

PREMISES AFFECTED—22-14 40th avenue, southwest
corner of 23rd street (Block 409, Lot 27), Long
Island City, Borough of Queens.

APPEARANCES—

For Applicant: Bela M. Karman and Lord N.
Bruce.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (224-43-A)

WHEREAS, Optical Research, Incorporated, owner, filed
on May 12, 1943, an appeal from an order of the fire com-
missioner affecting premises, 22-14 40th avenue, southwest
corner, 23rd street (Block 409, Lot 27), Long Island City,
Borough of Queens; and

WHEREAS, Order 93464-LC, issued by the fire commis-
sioner November 25, 1942, and repeated in a decision of the
fire commissioner dated May 5, 1943, reads:

"You are hereby notified that an inspection of the
above premises used to store Naphtha, Alcohol, etc.,
shows that the following must be done before the per-
mit requested by you can be issued:

2. Remove the drums of benzol and naphtha from
the premises and discontinue the storage of benzol
and naphtha pending the installation of an approved
storage system. Plans and specifications to be filed
with and approved by the Dept. of Housing and Build-
ings before the work of installing the storage tanks is
commenced. Tank to be tested and the installation
supervised by a representative of the Division of Com-
bustibles, Fire Department. C-19-11, Administrative
Code."

and

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WHEREAS, the applicant states the building is 6 stories, (65 ft.) in height, 60 ft. by 100 ft. in area; of Class 1 construction, erected 1924; located in an unrestricted use district and used and occupied as follows: Cellar, Carpenter shop and stock rooms, 8 persons; 1st floor, machine shop, 36 persons; 2nd floor, prism blocking, polishing and contact lenses, 42 persons; 3rd floor, cementing, cleaning, inspection and reprocess, 90 persons; 4th floor, prism grinding, lens blocking, lens curve generator, 59 persons; 5th floor, lens and prism polishing, 58 persons; 6th floor, executive offices, 31 persons; no change in use or occupancy is proposed; and

WHEREAS, the applicant contends that it is engaged in 100% war work, consisting of precision optics for tank telescopes, anti-aircraft fire control telescopes and binoculars, employing approximately 740 persons; that the combustibles referred to in this appeal, are necessary in the process of cleaning optics and it is essential that an adequate supply be kept on hand to meet the requirements for a three-shift operation of the plant; that there are no facilities for the storage of combustibles in buried storage tanks, inasmuch as the building covers the entire lot; that facilities have been sought in the vicinity without avail, that it is therefore requested that the Board grant a variance, to permit the storage of benzol, naphtha and alcohol in the vault located in the basement, as indicated by plans filed with this appeal; that the vault is constructed of 5 inch terra cotta blocks with 1 inch cement lining; that it is equipped with a one hour self-closing fire tested door; that the lighting within the vault is vapor-proof and ventilation consists of a three ft. by one ft. metal duct leading directly to the outer air; that the combustibles would be carried from the vault to other portions of the building by means of three and five gallon safety cans; that the building is fully sprinklered and equipped with an ADT alarm system with central office connections; that there are adequate exits from the basement to the street; that not more than 8 persons occupy the basement; that the building is fireproof; and

WHEREAS, Certificate of Occupancy 20401 was issued February 24, 1926, permitting the use of the building as a loft, 150 lbs. live load, and without any statement as to the permitted number of occupants; and

WHEREAS, the premises were inspected by a committee of the Board.

Resolved, that the order of the fire commissioner, Order 93464-LC, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the amount of storage on the premises shall not exceed one drum of benzol, one drum of naphtha, one drum of alcohol and four drums of acetone; that such drums shall be approximately of 55 gallon capacity and when drawn from shall be by means of approved pump as approved by Underwriters Laboratories or the Factory Mutual Laboratories; that such materials shall be stored in the vault as proposed and complying with the specifications as outlined; that when used elsewhere through the factory, it shall be carried to the points where used only in 3 or 5 gallon approved cans; that the duct where passing through the boiler room, shall be insulated to the satisfaction of the fire commissioner; that the sprinkler system with central office connection shall be maintained to the satisfaction of the fire commissioner; that such portable fire fighting appliances shall be maintained as the fire commissioner shall direct; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable there to.

226-43-A

APPLICANT—Exeller Chemical Co., Inc., sublessee, for Sax Realty Co., owner (Periodical Publishers Service Bureau, Inc., lessee).

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—511-513 East 164th street, north side, 108.18 ft. west of Third avenue (1st floor); (Block 2369, Lot 45), Borough of The Bronx.

APPEARANCES—

For Applicant: S. F. Gross, Albert H. Sigman and Charles Soren.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (226-43-A)

WHEREAS, Exeller Chemical Co., Inc., sub-lessee, for Sax Realty Co., owner (Periodical Publishers Service Bureau, Inc., lessee), filed May 13, 1943, an appeal from an order and decision of the fire commissioner, affecting premises 511-513 East 164th street, north side, 108.18 ft. west of Third avenue (first floor); (Block 2369, Lot 45), Borough of The Bronx; and

WHEREAS, order 32522-LC issued by the fire commissioner October 30, 1942 and repeated in a decision of the fire commissioner dated May 19, 1943, reads:

"With reference to your application dated October 5, 1942 for a permit to maintain a wholesale drug store at above location, I regret to inform you that this department is without power to grant such a permit for the reason:

Building in part is occupied as a workshop or factory which is not incident to your business and the building is not constructed of fire-resisting materials throughout. Further, building is not equipped with an approved fire extinguishing system. Sec. C19-136.0 3-4, Article 26, Administrative Code.

YOU ARE THEREFORE, HEREBY, ADVISED TO:

1. Discontinue the maintenance of a wholesale drug and chemical supply house on these premises. Section C19-134.0, Article 24, Administrative Code."

and

WHEREAS, the applicant states that the building is 3 stories (60 ft.) in height, 50 ft. by 175 ft. in area, of Class 3 construction, erected in 1904, located in an unrestricted use district and used and occupied as follows: cellar, packing and shipping, 16 persons; 1st floor, wholesale drug house, 6 persons; 2nd floor, offices, 19 persons; 3rd floor, dressmaking factory, 50 persons; and

WHEREAS, the applicant contends that it is engaged in selling its own products, which are not manufactured on the premises; that merchandise is brought in packaged in small cans of 1 oz., 2 oz., 4 oz., and 16 oz.; that permission is sought to store the following items:

10 gallons turpentine, in one, two and four ounce sizes;

15 gallons glycerine, in one ounce size only.

500 pounds sulphur, in containers of sizes ranging from one ounce to sixteen ounces;

15 pounds pulverized charcoal, in containers ranging from one ounce to sixteen ounces;

50 gallons hydrogen peroxide, U.S.P., in four, eight and sixteen ounce sizes;

50 pounds potassium chlorate, in one and two ounce sizes only;

that these products are necessary in order to supply the needs of the applicant's customers; that the applicant has a lease which will expire April 30, 1944, at which time it will remove from the premises; that the applicant deals only in products sold under its own labels and does not carry the products of any other manufacturers in the same sense that a wholesale drug house carries items of other manufacturers.

Resolved, that order of the fire commissioner, Order 32522-LC, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the substances shall be restricted to the types and quantities named; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that

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ch portable fire fighting appliances shall be maintained as the fire commissioner shall direct; that the pulverized charcoal shall be kept in metal containers and the potassium chlorate shall be kept separate and at a distance of 10 or 15 feet from the other materials; that no manufacturing or packaging of the materials shall be permitted on the premises.

8-43-A

APPLICANT—Saul Goldsmith, for The Dime Savings Bank of Williamsburg, owner (Flushing Jewish Center, Inc., contractual owners).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—35-04 160th street and 159-14 35th avenue, southwest corner (Block 5279, Lots 49 and 53), Flushing, Borough of Queens.

APPEARANCES—

For Applicant: Saul Goldsmith.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal denied.

THE VOTE TO GRANT—

Negative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Affirmative 0

THE RESOLUTION (228-43-A)

WHEREAS, Saul Goldsmith for Dime Savings Bank of Williamsburg, owner (Flushing Jewish Center, Inc., contractual owners) filed on May 17, 1943, an appeal from decision of the borough superintendent affecting premises 35-04 160th street and 159-14 35th avenue, southwest corner (Block 5279, Lots 49 and 53), Flushing, Borough of Queens;

WHEREAS, the decision of the borough superintendent dated May 15, 1943, on Alt. Applic. 658-43, reads:

"1. The conversion of a frame building occupied by 2 families, into a public building, is contrary to Sec. 4.2.1 of the Building Code.

2. The conversion of a frame dwelling located in the fire limits, into a public building is not permitted (Sec. 2.1.3.5 and Sec. 4.1.2—Building Code).

3. Two stairways conforming with C26-292 of the Building Code, as regards construction, must lead from the 2nd story direct to the exterior (Sec. 6.1.2.2.3 a 2-Building Code)."

WHEREAS, the applicant states that the building is two stories and attic (32 ft.) in height, 42 ft. by 34 ft. in area; Class 4 construction; erected 1908, located in a residence zone, "C" area district and used as follows: Cellar, storage and boiler room; first and second floor, one family occupied; attic, one family. It is proposed to be used and occupied as follows: Cellar, boiler room and recreation rooms, 40 persons; first floor, auditorium for synagogue, 100 persons; second floor, classroom, 45 persons; attic, dwelling, one family for caretaker; and

WHEREAS, the applicant contends that it is proposed to alter the building by removing the present interior open stairs from first to second floors, removing portion of bearing partitions at first floor, erecting new interior iron stairs from cellar to 2nd floor, enclosed with fireproof partitions in cellar, fire retarded partitions at first and second floors and equipped with fireproof self-closing doors; that it is proposed to remove interior partitions at second floor, enclose boiler room in cellar with terra cotta blocks and fire-retard the cellar ceiling; that the net area of the building is 1,500 sq. ft. and will not be enlarged; that it is further proposed to install a sprinkler system in the new hall from first to second floors and in the auxiliary service stair from cellar to attic, such sprinkler system to be installed in compliance with rules and regulations adopted under the Multiple Dwelling Law; that the cellar will be used for recreation

room, 40 persons and will have two means of egress; that the first floor will be used as an auditorium for the synagogue to be occupied by 100 persons and will have two means of egress; that the second floor will be used for two classrooms, arranged to be occupied by 10 and 35 persons respectively, which egress through the fire-retarded and sprinklered stairway and that the attic will be used by the caretaker; and

WHEREAS, the premises were inspected by a committee of the Board.

Resolved, that the decision of the borough superintendent dated May 15, 1943, on Alt. Applic. 658-43, Objections 1, 2 and 3, be and it hereby is affirmed and that the appeal be and it hereby is denied.

235-43-A

APPLICANT—Alexander D. Crosett, for Defense Plant Corporation, owner (Aluminum Company of America, agent).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Newtown Creek and Maspeth Creek (Block 2600, Lot 200), Maspeth, Borough of Queens.

APPEARANCES—

For Applicant: Henry G. Hauck.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (235-43-A)

WHEREAS, Alexander D. Crosett, for Defense Plant Corporation, owner (Aluminum Company of America, agent), filed on May 17, 1943 an appeal from a decision of the borough superintendent, affecting premises 47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Maspeth and Newtown Creeks (Block 2600, Lot 200), Maspeth, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated May 3, 1943 on N.B. Applic. 853-42 reads:

"1. No burner shall be installed in any boiler, heater, range or stove unless each boiler, heater, range or stove be connected with a separate flue in a legal chimney, etc. Rule 12.1, B. of S. and A.

Construction

1. Metal chimney inside building not enclosed as per sect. 11.3.9.5 of B.C."

and

WHEREAS, the applicant states that the building will be one story (31 ft.) in height, 420 ft. by 90 ft. in area, of Class 3 construction, located in an unrestricted use district and used as a machine shop—27 persons; and

WHEREAS, the applicant contends as to Objection 1, that it is proposed to install two furnaces for heating small pieces of steel prior to forging; that these furnaces are of a special design and the most practical type for their purpose; that these furnaces are vented almost entirely by slots in the sides, through which the metal is fed and withdrawn; that there are also two 3 in. vents in the dome of the furnace; that a direct connection to a flue would prevent the proper functioning of the furnace, because it would not permit the uniform heating of the metals; that it is proposed to erect over each furnace, a metal ventilating hood connected to a No. 10 gauge, 22 in. diameter steel exhaust flue as indicated on drawings filed with the borough superintendent; and

WHEREAS, the applicant contends as to construction objection 1, that the building will be constructed on a structural steel frame and all exterior walls, except those in the clerestory are of masonry and roofs will be 2½ in. thick

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precast gypsum slabs; that as the furnaces in question are used to heat metals prior to forging, it is important that as much heat as possible be consumed for heating the metals and thus be dissipated before leaving the furnace; that the construction of the chimney in accordance with section 11.3.9.5 of the building code would not be practical for use with a furnace of this type and as the heat and products of combustion emitted from the furnace are small, it is proposed to erect over each furnace, a metal ventilating hood connected to a 10 gauge, 22 in. diameter steel exhaust flue, as indicated on drawings filed with the borough superintendent; and

WHEREAS, the plans filed herewith indicate that the burners to be installed are Hauck No. 273, Slight Pressure Airtight.

Resolved, that the decision of the borough superintendent, on N.B. Applic. 853-42, Objection 1, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the burners shall be of a type as approved by the Board; that the metal chimney as proposed, shall be insulated where same passes through the roof, to the satisfaction of the borough superintendent; as to Construction Objection 1, that such chimney shall be connected to the hood, as proposed, and not directly attached to the furnace; that no combustible materials shall be permitted to be stored within ten (10) feet from the furnace and flue; that in all other respects, the requirements of the Oil Burner Rules of the Board of Standards and Appeals and the requirements of the Building Code shall be complied with other than as modified by the Board under Cals. 506-42-A, 521-42-A and 145-43-A.

239-43-A

APPLICANT—B. D. Bradford, for The Tanglefoot Co., owner.

SUBJECT—Appeal from a decision of the fire commissioner re packaging of combustible mixture known as "Victory Difusor Liquid" in one gallon and one-half gallon glass jugs (capacity of glass jugs not in conformity with Administrative Code Specifications).

APPEARANCES—

For Applicant: N. E. Williams.

For Administration: Insp. Meyer, Fire Dept.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative: 0

THE RESOLUTION (239-43-A)

WHEREAS, B. D. Bradford, for the Tanglefoot Company, owner, filed on May 4, 1943, an appeal from a decision of the fire commissioner, relating to the packaging of a combustible material known as "Victory Difusor Liquid Insecticide" in gallon and half gallon glass jugs as cited in a decision of the fire commissioner; and

WHEREAS, the decision of the fire commissioner dated March 12, 1943, and repeated in a decision of the fire commissioner, dated May 14, 1943, reads:

"Re 22-402:

To advise that this sample label recently submitted must be disapproved, as not complying with the provisions of the Administrative Code, a copy of which is enclosed for your information.

It is necessary that the sample labels for all sized containers be filed.

It is regretted that this request to use glass containers exceeding 32 ounces must be denied. An appeal from this decision may be taken to the Board of Standards and Appeals, 10th floor, Municipal Building, Manhattan."

and

WHEREAS, the applicant states that Victory Difusor Liquid is marketed in New York City under Certificate of Approval No. 915, issued by the fire commissioner; that the War Production Board has ordered the discontinuance of tin plate

and terne plate for packaging of insecticides; that the only containers which can be used are glass jugs, as herein proposed of one gallon and one-half gallon capacity, made to specifications as shown on Sketch No. B11741 and C11851, filed with this appeal, as manufactured by the Anchor Hocking Glass Company; that these bottles will be equipped with screw caps of metal until such time as the use of metals is prohibited by the War Production Board, when screw caps manufactured with plastic or other suitable material will be used; that these caps will be threaded to fit the bottleneck thread of the glass container and will be equipped with suitable gasket and liner to make a tight contact with the lip of the glass container; that the liquid will be packed four gallon containers to a case with interlinings and separated by corrugated boards to prevent damage in transit; that the half-gallon containers will be packed six to the case in a similar manner.

Resolved, that the decision of the fire commissioner dated May 14, 1943, be and it hereby is *modified* and that the appeal be and it hereby is *granted* to permit the material as proposed to be marketed in glass jugs of approximately one-half gallon and approximately one gallon in size, on condition that such containers shall be used only for the liquid bearing a certificate of approval issued by the fire commissioner under No. 915; that the label shall comply with the requirements of the Administrative Code therefor and shall meet the satisfaction of the fire commissioner; that this variance shall be for a period of 6 months only, pending action by the Board after a general application for approval has been filed by the manufacturers, Anchor Hocking Glass Company; that in all other respects, the jugs and packing shall be as proposed.

253-43-A

APPLICANT—Cafiero and Lacerenza, for Pasquale Scotto, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—104 Second place and 428 Court street, southwest corner (2nd floor); (Block 366, Lot 28), Borough of Brooklyn.

APPEARANCES—

For Applicant: Wm. A. Lacerenza and Joseph Cafiero.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal denied.

THE VOTE TO GRANT—

Affirmative 0

Negative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

THE RESOLUTION (253-43-A)

WHEREAS, Cafiero and Lacerenza, for Pasquale Scotto, owner, filed May 26, 1943 an appeal from a decision of the borough superintendent, affecting premises 104 Second place and 428 Court street, southwest corner, (Block 366, Lot 28), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent dated May 28, 1943 on Alt. Applic. 762-43 reads:

"6. For storage use on the top floor, floor construction should be of sufficient strength to safely sustain a live load of 120 lbs. per sq. ft. Sec. 7.3.2.3.

7. Proposed change of use of class 3 building over 30 ft. high to public use on the second floor is contrary to Sec. 4.2.1."

and

WHEREAS, the applicant states that the building is 5 stories (55 ft.) in height, 25 ft. by 47 ft. in area, of class 3 construction, erected prior to 1900, located in a business use district and used and occupied as follows: cellar, ordinary storage; 1st floor stores; 2nd floor, beauty parlor; 3rd, 4th and 5th floors, 1 family each; proposed to be used and occupied as follows: cellar, same; 1st floor, same; 2nd floor, funeral home, 60 persons; 3rd floor, dwelling, 1 family; 4th floor,

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elling, 1 family; 5th floor, storage accessory to funeral home; and

WHEREAS, it is proposed to convert the building from a class A old law tenement to a non-multiple dwelling, by removing all kitchen plumbing fixtures and cooking stove on the 1st story and to use the 5th story for light storage as accessory to the funeral home; to strengthen the second floor to sustain 100 lb. liveload, to erect near emergency exit stair rear leading to street, to provide independent front exit street; to provide new water closets and lavatory facilities to rearrange the partitions on the 2nd floor, as indicated plans filed with the borough superintendent; and

WHEREAS, the applicant contends as to objection 6, that present floor load of 40 lbs. is adequate for the use proposed, which will be the storage of camp chairs, drapes, valance, screens and other light items which would not exceed the load of ordinary household furniture; that no existing partitions will be removed and there will be no permanent occupants or employees housed on this floor; that is proposed to post floors at 40 lbs; that the only reason for converting the 5th floor, is to remove the building from multiple dwelling class, since the existing rear yard is being eliminated; and

WHEREAS, the applicant contends as to objection 7, that proposed funeral home will be used merely as a meeting place for the immediate family and friends of the deceased; that there will be no religious services conducted on the premises; that adequate exit facilities will be provided on the floor accommodating the funeral home will be strengthened to sustain a liveload of 100 lbs. p.s.f.; that there is nothing in section 4.2.1 of the code which prohibits use of classification No. 2 in a class 3 constructed building over 30 ft. in height; and

WHEREAS, in the opinion of the Board that section C26-1.0 of the Building Code as approved by the State Legislature, by Chapter 929 of the Laws of 1937 does not permit a public occupancy in a class 3 building exceeding 20 ft. in height.

Resolved, that the decision of the borough superintendent dated May 28, 1943 on Alt. Applic. 762-43 be and it hereby is affirmed and that the appeal be and it hereby is denied.

254-43-A

APPLICANT—John M. Baker, for Charles W. Diehl, owner (Diehl and Sons, Inc., lessee).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—127-12 Atlantic avenue, northeast corner of 129th street (Block 9445, Lots 1 and 4), Richmond Hill, Borough of Queens.

APPEARANCES—

For Applicant: John M. Baker.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (254-43-A)

WHEREAS, John M. Baker, for Charles W. Diehl, owner, Diehl & Sons, Inc., lessee, filed May 26, 1943 an appeal from a decision of the borough superintendent, affecting premises 127-12 Atlantic avenue, northeast corner of 129th street (Block 9445, Lots 1 and 4), Richmond Hill, Borough of Queens; and

WHEREAS, the decision of the borough superintendent dated May 18, 1943 on N.B. Applic. 22-43 reads:

"1. Proposed use of Victory Cast iron pipe in place of extra heavy cast iron pipe is contrary to provisions of Section 14.3.3, Bldg. Code., C26-1229.0 Adm. Code."

WHEREAS, the applicant states that the proposed building will be 1 story (17 ft.) in height, 269 ft. 11¼ in. by 129 ft. 8 in. in area, of class 3 construction, located in an unrestricted use district and used as follows: cellar, boiler room and storage; 1st floor, manufacturing motor truck bodies, 50 persons; and

WHEREAS, the applicant contends that modification of the building code is requested, to permit the use of Victory cast iron pipe for street sewer, house trap, fresh air, house drain and upright stacks for soil and leaders in place of extra heavy cast iron pipe as extra heavy cast iron pipe is not obtainable, due to the present war conditions.

Resolved, that the decision of the borough superintendent, on N.B. Applic. 22-43, Objection 1, be and it hereby is modified and that the appeal be and it hereby is granted on condition that in all other respects the plumbing equipment, the construction of the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

264-43-S

APPLICANT—Murray Klein, for Rosenberg Brothers, owner.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—165 West 10th street, north side, 31 ft. 5⅞ in. east of Seventh avenue (Block 611, Lot 33), Borough of Manhattan.

APPEARANCES—

For Applicant: Murray Klein and Bernard Rosenberg.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (264-43-S)

WHEREAS, Murray Klein, for Rosenberg Brothers, owner, filed June 1, 1943, an application for variation of the labor law as cited in a decision of the borough superintendent, affecting premises 165 West 10th street, north side, 31 ft. 5⅞ in. east of Seventh avenue (Block 611, Lot 33), Borough of Manhattan; and

WHEREAS, the decision of the borough superintendent, dated May 28, 1943, on Alt. Applic. 456-43, reads:

"1. Provide at least two enclosed stairways as per sec. 270 Labor Law."

and

WHEREAS, the applicant states the building is two stories, (33 ft.) in height, 22 ft. ½ in. by 74 ft. 6¾ in. and 43 ft. 7¾ in. in area, irregular; Class 3 construction; erected in 1930, located in an unrestricted use district; occupied: cellar, storage; 1st floor, auto greasing; 2nd floor, showroom; proposed to be occupied: cellar, storage; 1st floor, mfg. pyroxaline products, 15 persons; 2nd floor, mfg. pyroxaline and casein products, 15 persons; that the building is equipped with one interior stairway, 3 ft. 8 in. wide, of iron construction enclosed with wood studs, wire lath and ¾ in. Portland cement plaster, equipped with fireproof self-closing doors leading from 2nd story direct to street; that Certificate of Occupancy 16824, issued September 18, 1930, permitted the use of the cellar for storage; 1st floor, store, 5-car garage and auto greasing; 2nd floor for showroom; and

WHEREAS, the applicant contends that the owners will occupy the premises for the fabrication of pyroxaline, catalin and casein products and will limit the stock to 500 pounds, a portion of which will be stored in a fireproof vault in the cellar; that the building is small in area and to be required to install an additional interior stairway, will take a great portion of the floor area; that it is proposed to cut down

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one of the sash on the West 10th street frontage and erect a new fire escape balcony with a sliding drop ladder to street and a gooseneck ladder to roof and install wire glass in window and door opening on the balcony; that as the buildings adjoining on each side are higher and lower than permitted for egress from roof, it is requested that the present iron ladder leading to scuttle in the roof be permitted to remain, in view of the small number of persons to be employed on each floor and the fact the building is only two stories in height and will be equipped throughout with a sprinkler system.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the requirements of the Labor Law, as cited in a decision of the borough superintendent, acting on Alt. Applic. 456-43, objection 1, and that the application be and it hereby is *granted on condition* that the primary means of exit shall be maintained substantially as shown on plans filed with the borough superintendent, marked "Received May 28, 1943"; with enclosure as shown and with scuttle and iron ladder leading to the roof and that in lieu of a second means of exit, a fire escape balcony and counterbalanced drop ladder to street may be constructed on the West 10th street side, provided the door from the first story to West 10th street is of construction approved for a 3-hour test; that a gooseneck ladder, to roof from such balcony, shall be maintained; that the building shall be protected throughout with a sprinkler system, as proposed; that a fire-retarded partition shall be constructed toward the Seventh avenue side, to separate the show window space from the stairhall; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto and the occupancy shall be maintained to the satisfaction of the fire commissioner.

529-42-A

APPLICANT—Sidney L. Strauss, for Clarostat Manufacturing Co., Inc., owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—281-287 North 6th street, north side, 111 ft. 5½ in. west of Metropolitan avenue (Block 2331, Lots 42-44-45), Borough of Brooklyn.

APPEARANCES—

For Applicant: Sidney L. Strauss.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (529-42-A)

WHEREAS, this appeal from a decision of the borough superintendent, affecting premises 281-287 North 6th street, north side, 111 ft. 5½ in. west of Metropolitan avenue (Block 2331, Lots 42-44-45), Borough of Brooklyn, was granted by the Board on September 22, 1942, on certain conditions, resolution amended on February 9, 1943 and the applicant requested a further amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of September 22, 1942 as amended February 9, 1943 by adding thereto:

"that in the event no sprinkler system exists in the main factory building, nevertheless a sprinkler system shall be maintained in the portion of the premises under appeal and same may be fed from the domestic water supply not less than 2 in. in diameter and leading directly from the street."

707-42-A

APPLICANT—John P. Riley of New York City Housing Authority, of United States Housing Authority owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—re Appeal from a decision of the fire commissioner; previously granted on condition.

PREMISES AFFECTED—233 West 151st street and 220 234 West 152nd street, south side, 100 ft. east of Macombs place (Block 2037, Lot 11), Borough of Manhattan.

APPEARANCES—

For Applicant: John P. Riley and James Joman.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (707-42-A)

WHEREAS, this appeal from a decision of the fire commissioner, affecting premises 233 West 151st street and 220 234 West 152nd street, south side, 100 ft. east of Macombs place (Block 2037, Lot 11), Borough of Manhattan, was granted by the Board on November 10, 1942, on certain conditions and the applicant requested an amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of November 10, 1942 so that as amended the resolution shall read:

"*Resolved*, that the decision of the fire commissioner dated September 10, 1942, Objection 1, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the premises shall be maintained as proposed and shall not be increased in height or area and at all times during school hours, shall be under the supervision of a sufficient number of trained attendants; that all exits shown from the classrooms and the communicating doors between classrooms shall be maintained; that the exterior doors leading to the street or to the open court yard leading to the street shall be equipped with approved panic bolts with all doors opening outwardly, as soon as approved panic bolts are available; that fire drills shall be periodically maintained that a telephone of the non-coin type shall be installed on the premises at a convenient central location, available at all times; that at such telephone, there shall be a sign posted recording the telephone number of fire headquarters and the location of the nearest outside fire alarm box; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that in connection with the fire drills, a manually operated gong not less than 8 in. in diameter may be maintained, as proposed in the communication of May 24, 1943, until the fire alarm equipment is available; that at all times while the rooms are being occupied, all exit doors shall remain openable."

MATERIALS AND APPLIANCES SUBMITTED FOR APPROVAL

1224-39-SM

APPLICANT—Sloan Valve Company, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—re new design in other materials—re Sloan V-100-A Vacuum Breaker; previously approved

APPEARANCES—

For Applicant: J. Edwards.

ACTION OF BOARD—Application reopened and referred to the Committee on Tests.

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THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

1274-39-SM

APPLICANT—Master Builders Company, owner.
SUBJECT—Embeco (Metallic Powder) Admixture to
Concrete, approval of.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Material approved in accordance
with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (1274-39-SM)

WHEREAS, the Master Builders Company, owner, filed
October 16, 1939, an application with the Board of
Standards and Appeals for approval of the material known
Embeco (Metallic Powder) Admixture to Concrete; and
WHEREAS, this material was submitted to the Committee
on Tests of the Board for test and report; and
WHEREAS, the report of the Committee on Tests reads:

REPORT OF COMMITTEE ON TESTS

May 6, 1943.

Re: Cal. 1274-39-SM.

Subject: Embeco (Metallic Powder) Admixture to
Concrete, approval of.

The Master Builders Company of Cleveland, Ohio,
filed an application with the Board of Standards and
Appeals for the approval of their product known as
Embeco under C26-178.0,b for use as an admixture
to concrete whereby certain desirable properties due
to a reintegration of the material comprising the con-
crete mix makes it a suitable material for use in
grouting, patching of floor surfaces and the repair of
disintegrated, cracked or spalled concrete.

COMPOSITION

The chemical analysis of Embeco is as follows:

Ground Iron	75%
Lime	11%
Silica	6.5%
Iron Oxide	1.5%
Alumina	3%
Chlorine	2%
Loss on Ignition	1%

Admixture for Concrete:

1 part standard grade portland cement...	94 lbs.
1 part clean sharp sand.....	100 lbs.
1½ parts ¼" aggregate.....	150 lbs.
15% Embeco to weight of cement	

Grouting:

(a) 1" clearance or less

1 part Embeco	100 lbs.
1 part portland cement.....	94 lbs.
1 part sand (coarse clean).....	100 lbs.

(b) Clearances over 1"

1 part Embeco	100 lbs.
1 part portland cement.....	94 lbs.
1 part sand (coarse clean).....	100 lbs.
1½ parts pea gravel (¼").....	150 lbs.

Floor Patching:

1 part Embeco	100 lbs.
2 parts portland cement.....	188 lbs.
3 parts coarse clean sand.....	300 lbs.

Disintegrated Concrete Repair

(a) Hand placed concrete

25 lbs. Embeco	
94 lbs. portland cement	
2 cu. ft. sand.....	200 lbs.

(b) Machine placed concrete (gunned mortar)

15 lbs. Embeco	
94 lbs. portland cement	
3 cu. ft. sand.....	300 lbs.

Masonry Mortar (re-pointing)

1 part Embeco	100 lbs.
2 parts portland cement.....	188 lbs.
3 cu. ft. sand.....	300 lbs.

Waterproof Plaster Coats

1 part portland cement.....	94 lbs.
3 cu. ft. sand.....	300 lbs.
25 lbs. Embeco	

Bonding New Concrete to Old

1 part Embeco	100 lbs.
1 part portland cement.....	94 lbs.

Step Repairs

(Same as Floor Repairing)

Caulking Pipe Joints

1 part Embeco	100 lbs.
2 parts portland cement.....	188 lbs.
3 parts sand (coarse).....	300 lbs.

Water to be added to give proper consistency in ac-
cordance with manufacturers specific recommendations
in each case.

TESTS

Tests which show that Embeco increases compressive
strength and reduces the shrinkage of cement mortars
and concrete were made at the laboratories of Massa-
chusetts Institute of Technology as follows:

Materials:

The cement used in this investigation was Hercules
Portland Cement purchased in the local market. The
sand was a local concrete sand purchased from The
Boston Sand and Gravel Company. It is a well graded
sand having a fineness modulus of 2.66. The complete
sieve analysis is given herein. The Embeco Powder
and Grade D Water-proofing Iron were furnished by
Dr. Scripture. The sieve analysis of the Waterproofing
Iron is given herein.

Procedure:

Enough material was mixed at one time to cast five
shrinkage cylinders. The proportions were determined
by weight, the dry materials mixed together and water
added until the desired consistency had been reached.
This consistency was determined by the general ap-
pearance of the mix using as standards, three consisen-
cies often used on the job, viz:

- (1) Dry mix, patching consistency.
- (2) Medium mix, thick grout.
- (3) Wet mix, thin grout.

After the mortar had been thoroughly mixed, it was
placed in individual 2" x 4" cylinder molds, each form
resting upon a square of plate glass, approximately
3" x 3" by ¼" thick. The mold was filled in three
layers and each third was rammed twenty-five strokes
with a flat nosed rammer. The top was finished by
heaping the mortar in the mold and leveling it off
with a side movement and downward pressure of a
glass plate similar to the bottom one. This plate was
allowed to remain on top of the cylinder for the first
four hours.

Observations were immediately taken to determine
the height of the cast unit, using for this purpose an
Ames dial attached to a surface gauge which was
clamped securely to a surface plate. Five observations

MINUTES

were taken on each unit, one at the center of the top surface and four others equally spaced around the circumference about $\frac{1}{4}$ " in from the outer edge of the cylinders.

The units, as cast, were stored for four hours in the damp room in which a saturated atmosphere at 70° F. was maintained. At the end of this period the top glass plate was carefully removed and the thickness taken with a micrometer caliper. The difference between the original reading and the thickness of plate gave the original height of the cylinder at each of the five observation points. These points were now established on the top surface of the cylinder using a pencil mark for identification purposes.

The metal molds were removed when the cylinders were twenty-four hours old, leaving the cylinders resting upon the glass plate. Particular care was exercised in removing the molds so that the bearing contact of the cylinder on the bottom glass plate was not disturbed. The cylinders were kept in the saturated atmosphere of the damp room and only removed at the different ages when shrinkage observations were to be taken. The values for the shrinkage of the various mixes at the different ages are tabulated herein.

For the compression tests enough material to make fifteen 2" x 4" cylinders was mixed at one time. The cylinders were fabricated in the usual manner and stored in the damp room until tested. The cylinder forms were allowed to remain on the cylinder until the time of test. The ends of the cylinders were rubbed down on a plane steel plate to reduce any large irregularities of the surface. The ends were further protected with blotting paper to insure a fair distribution of the pressure when the cylinders were tested.

Sieve Analysis

Sand	Sieve No.	Per Cent Held	Cumulative Per Cent Held
	4	3.8	3.8
	8	10.5	14.3
	14	11.8	26.1
	28	20.0	46.1
	48	33.2	79.3
	100	17.0	96.3

Fineness Modulus = 2.66

Waterproofing Iron

Sieve No.	Per Cent Held	Cumulative Per Cent Held	Per Cent
28	Trace	Trace	100.0
48	3.2	3.2	96.8
100	41.5	44.5	55.5
150	19.0	63.5	36.5
200	15.9	79.4	20.6
Pan	20.6	100.0	...

Compression Test Results

The values are given in pounds per square inch and are averages of five cylinders tested at each age.

Mix	Water Ratio Gals. per Sack	12 Hours	2 Days	7 Days
EMBECCO MIXES				
1-1-1 (dry)	4.28	2554	5318	7560
1-1-1 (medium)	4.68	2332	4476	5440
1-1-1 (wet)	5.07	1809	4582	6638
IRON MIX				
1-1-1 (Iron)	5.15	294	2050	3458
PLAIN MIXES				
1-1½	4.12	626	2776	3660
1-1½	3.98	641	3030	4405

Shrinkage Test Results

The results in this table are average values of five cylinders for each mix (five observations per cylinder). The shrinkage is in the direction of the length of 2" x 4" cylinders.

REMARKS:

"In the measurements to determine the shrinkage of the cylinders each observation was taken to the nearest .001 inch. The averages have been computed to the same significant figure. Although refinements could undoubtedly be made in the method of obtaining shrinkage of the cylinders, particularly, if isolated individual values were desired, nevertheless, for the comparative work undertaken by this investigation, sufficient accuracy was obtained to justify confidence in the results. This confidence is based, particularly, upon the ability of the observer to repeatedly check observations within the above precision.

There are one or two cases where individual cylinders fall far outside the average of their companion cylinders. This may be due to a mistake in observation of the original height or in the non-homogeneity of mixing and fabrication. In the main, however, the results of the observations lie very closely together in the various groups and the average values indicate pertinent differences of shrinkage for the various mixes.

Conclusions of the Testing Agency:

As a result of these tests, the following conclusions seem to be justified:

- (1) Cement mortar containing Embeco in 1-1-1 proportions has practically no shrinkage up to an age of 28 days when stored in a saturated atmosphere.
- (2) Cement mortar containing Embeco in 1-1-1 proportions has a slight "growth" or expansion over

Mix	4 Hours	1 Day	3 Day	7 Day	14 Day	21 Day	28 Day
EMBECCO MIXES							
1-1-1 (Dry)	.000	-.001*	-.002	-.003	-.003	-.003	-.004
1-1-1 (Medium)	.002	.002	.001	.001	.000	-.001	-.001
1-1-1 (Wet)	.001	-.001	-.002	-.003	-.003	-.003	-.003
IRON MIX							
1-1-1 (Iron)	.045	.043	.045	.045	.044	.044	.044
PLAIN MIXES							
1-1½	.018	.017	.016	.017	.018	.017	.018
15.3% Water							
1-1½	.021	.021	.021	.021	.020	.021	.020
14.6% Water							

* Negative values indicate expansion.

MINUTES

the 28 day period when stored in a saturated atmosphere.

(3) Plain cement mortar of 1-1½ proportions has a very large shrinkage when compared with the 1-1-1 Embeco mortar.

(4) The plain cement mortars attain most of their shrinkage in the first four hours and after that remain fairly constant when stored in a saturated atmosphere.

(5) The cement mortar containing finely divided iron shrinks twice as much as the plain cement mortars and is in no way comparable with the Embeco mortar from the stand point of shrinkage."

The applicant offers further data on tests performed by the U. S. Department of Interior, Bureau of Reclamation on shrinkage as follows:

MATERIALS

Sand. Arizona sand with an F. M. of 2.72 and the following grading was used throughout the tests:

Sieve Size	Percent Retained
# 4	0.00
# 8	17.01
# 14	11.63
# 28	15.03
# 48	41.54
# 100	12.34
Pan	2.44
Total	100.00

TEST PROCEDURE

Mixing. The dry ingredients were mixed first until they had a uniform color and then the water added and the whole material mixed for two minutes.

Fluidity test. The fluidity of the mortar was determined by measuring the time it took for 600 cc of the grout to flow through a funnel with a 13/16-inch opening. This test was made immediately after the mixing was completed. The funnel was stoppered while pouring the mortar in and then the stopper removed and the time for the material to flow through was measured. Any material that clung to the side of the funnel was pushed down by hand.

Specimen fabrication. Specimens for these tests were made in the form of 2- by 4-inch cylinders. The molds were sealed with beeswax to small glass plates. The vertical joint of the mold was also sealed. The specimens were cast immediately after the fluidity tests; they were poured in two lifts, each hand rodded twenty-five times. The molds were filled slightly above the top and the excess mortar was removed by pressing a small glass plate down on them with a slight sidewise motion.

Shrinkage measurements. The first shrinkage measurement was made immediately after setting the top glass plate in place. The measurement was made with a bench gauge equipped with an Ames dial reading to 1/10,000 of an inch. The first reading included the thickness of the two pieces of glass, but all other readings only the thickness of the bottom piece. After the mortar had received its first set but before it had its final set, the top glass was removed temporarily and a small carpet tack inserted in the center of the top of the cylinder. All future measurements were made to this tack.

TEST SCHEDULE

The following is a schedule of the tests showing the specimens cast, and related data.

No. of Spec.	Mix	W/C Ratio	Fluidity Sec.	Curing Method	Age of Specimens at Strength Test
4	1 part cement 40% BN-60% BLH 1 part Embeco 1 part Arizona sand	0.50	20	3 in molds in 70° Fog. 1 in mold in air	1 at 15 days 3 at 28 days
4	Ditto	0.58	3	Ditto	Ditto
4	Ditto	0.65	2.5	Ditto	Ditto
4	1 part cement 40% BN-60% BLH 2 parts Arizona sand	0.50	15	Ditto	4 at 28 days
4	Ditto	0.58	2.75	Ditto	1 at 14 days 3 at 28 days
3	1 part cement 40% BN-60% BLH 1 part Embeco 1 part Arizona sand	0.50	9	Sealed in can 70° Fog	3 at 28 days
3	Ditto	0.58	3	Ditto	3 at 28 days
3	1 part cement 40% BN-60% BLH 2 parts Arizona sand	0.50	13	Ditto	3 at 28 days
3	Ditto	0.58	2.75	Ditto	3 at 28 days
3	1 part cement UN 2 parts Arizona sand 1/8 of 1% TDA	0.50	10	Ditto	3 at 28 days
3	1 part cement UN 2 parts Arizona sand 1/8 of 1% TDAN	0.50	8	Ditto	3 at 28 days
3	1 part cement 40% UN-60% BLH 2 parts Arizona sand 1/8 of 1% TDA	0.50	5	Sealed in can 70° Fog	3 at 28 days
3	1 part cement 40% UN-60% BLH 2 parts Arizona sand 1/8 of 1% TDAN	0.50	6	Sealed in can 70° Fog	3 at 28 days

Table I presents the strength results of all specimens.

TABLE I

No. of Specimens	Mix	Curing Method	W/C Ratio	Age	Strength Lbs./sq. in.
1	1:1:1 Embeco	Moist		15	6020
2		Moist	0.50	28	7130
1	40% BN-60% BLH	Air		28	4770
1	1:1:1 Embeco	Moist		15	4210
2		Moist	0.58	28	5100
1	40% BN-60% BLH	Air		28	3340
1	1:1:1 Embeco	Moist		15	3420
2			0.65	28	4190
1	40% BN-60% BLH			28	2860

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No. of Specimens	Mix	Curing Method	W/C Ratio	Age	Strength Lbs./sq. in.
3	1:2 Plain Mortar	Moist		28	4200
1	40% BN-60% BLH	Air	0.50	28	4600
1	1:2 Plain Mortar	Moist		14	2720
2		Moist	0.58	28	3610
1	40% BN-60% BLH	Air		28	3570
3	1:1:1 Embeco	Sealed in can	0.50	28	6210
	40% BN-60% BLH	70° F.			
3	Ditto	Ditto	0.58	28	4170
3	1:2 Plain Mortar	Sealed in can	0.50	28	3220
	40% BN-60% BLH	70° F.			
3	Ditto	Ditto	0.58	28	3080
3	1:2 Plain Mortar	Sealed in can	0.50	28	5240
	UN cement	70° F.			
	1/8 of 1% TDA				
3	1:2 Plain Mortar	Sealed in can	0.50	28	4520
	UN cement	70° F.			
	1/8 of 1% TDA				
3	1:2 Plain Mortar	Sealed in can	0.50	28	4610
	40% UN-60% BLH	70° F.			
	1/8 of 1% TDA				
3	1:2 Plain Mortar	Sealed in can	0.50	28	4330
	40% UN-60% BLH	70° F.			
	1/8 of 1% TDA				

NOTE—The cements used were the normal portland cement (BN and UN) and the low-heat cement (BLH) purchased for Boulder Dam.

The applicant has filed copies of user's reports attesting to the waterproofing properties and satisfactory use of Embeco when used as an admixture concrete, grouting, floor patching, repair of disintegrated concrete, masonry mortar, bonding of new concrete to old and waterproofing by means of a plaster coat.

RECOMMENDATIONS

On the basis of the foregoing data, which indicate that Embeco does not impair the strength of concrete, that good bonding to existing concrete flooring surfaces is obtained and that it is suited for the general repair of disintegrated, cracked or spalled concrete, and in view of the tests and performance records furnished by the applicant which indicate that the material is a non-shrinking and waterproofing agent when used in either mortar or concrete, the Committee on Tests recommends that the material known as Embeco as manufactured by the Master Builders Company of Cleveland, Ohio, be approved under C26-191.0 of the Administrative Building Code for the uses as given herein when used in accordance with the procedure herein outlined and supplemented by the manufacturer's recommendations, and for use under the pertinent provisions of the Administrative Building Code.

It is further recommended that each container be marked, stamped or labelled reading as follows: "Approved by the Board of Standards and Appeals for use in New York City under Cal. No. 1274-39-SM."

(Sgd.) BERNARD A. SAVAGE,
Commissioner,
CHARLES M. BLUM,
Commissioner,
LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

and WHEREAS, this report recommended the approval of this material.

Resolved, that the Board of Standards and Appeals do hereby approve the material known as Embeco (Metal Powder) Admixture to Concrete, on condition that the material be manufactured, used and labelled, stamped and tagged in accordance with above report.

901-42-SM

APPLICANT—Onyx Oil and Chemical Co. (owner).
SUBJECT—Onyx Flameproof (Fireproof), S P Compound, approval of.

APPEARANCES—

For Applicant: Dr. H. H. Mosher.

ACTION OF BOARD—Material approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioner Savage and Blum and Deputy Chief Gunn.

Negative

THE RESOLUTION (901-42-SM)

WHEREAS, the Onyx Oil and Chemical Co., owner, filed on December 26, 1942, an application with the Board of Standards and Appeals for approval of the material known as the Onyx Flameproof S. P. Compound; and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads

REPORT OF COMMITTEE ON TESTS.

June 7, 1943.

Re: Cal. 901-42-SM.

Subject: Onyx Flameproof (Fireproof) S. P. Compound, Approval of.

The Onyx Oil and Chemical Company of Jersey City, N. J., filed December 26, 1942, an application with the Board of Standards and Appeals for approval of Onyx Flameproof SP Compound under the provisions of Secs. C26-191.0 and C26-721.06 of the Administrative Building Code and the rules of the Board of Standards and Appeals Tests of Fire-resistive, Flameproof materials, such as Textiles, Paper, Similar Materials, Adhesives Used for Decorative Purposes and Tre Acoustical Draperies, Carpets and Similar Materials use in places of Public Assembly and Special Occupancy Structures adopted under Cal. #294-40-SR.

Onyx Flameproof Compound is a Boro-Ammonium Sulphate Compound (known commercially as Ammonium Boro Sulphate, a portion of the Boric acid may be or may be united to an ammonia or sodium radical which is dissolved in water in the proportion of 2 to 1 gal. of water at room temperature and a strength of Sp.Gr. 1.107 to P.H. is 8.2 and is applied by immersing or treating fabrics in standard textile processing equipment such as jiggers, paddlers or open vases.

The chemical analysis of this material is as follows:

NH ₄	20.43%
SO ₄	54.42%
BO ₃	24.50%
Water	.21%
Na O (by difference)	.44%

Fabrics submitted for test purposes were treated at 349 West 26th street in the presence of representatives of the Committee on Tests of the Board, the Fire Department and representatives of the manufacturer. A sufficient solution was made to saturate the material, of which, the cotton rep, was passed twice through solution and the other, rayon, once. Excess moisture was removed by squeeze rolls and the material was on dry cans operating with 15 lbs. steam pressure at a temperature of over 150°F. The fabric was then forwarded to the laboratory of the Better Fabrics Testing Bureau Inc. for tests in accordance with the Rules of the Board with the following results:

MINUTES

Sample #1—(Cotton Rep Treated)

Flashing: None

Duration of Flame: No Flaming

Duration of Glow: After the removal of the burner, a slight glow confined only to the charred area was noted. The glowing continued for approximately 3 minutes. No glowing was noted at the edge of the charred area after removal of burner.

Sample #2—(Cotton Rep Untreated)

Sample ignites instantly, flaming and burning readily.

Sample #3—(Rayon Treated)

Flaming: None

Duration of Flame: No Flaming

Duration of Glow: After removal of the flame, a glow confined only to the charred area was noted. The glow continued for approximately 15 seconds. No glowing was noted at the edge of the charred area after removal of burner.

Sample #4—(Rayon Untreated)

Sample ignites instantly, flaming and burning readily. The whip and flame tests were conducted in accordance with procedures outlined in Supplement to the Bulletin—Board of Standards and Appeals—City of New York, in the presence of representatives of the Board of Standards and Appeals and the Onyx Oil and Chemical Co.

RECOMMENDATION

On the basis of the foregoing data, the Committee on Tests recommends the approval of Onyx Flameproof SP Compound for use on fabrics listed herein as susceptible of being satisfactorily flameproofed by the proper application of this flameproofing compound of the saturation, Sp. Gr. and P. H. value as given herein. Tests for each specific installation of originally treated combustible material, or any retests thereof, shall be made by the Fire Commissioner, or in a laboratory approved by him in accordance with the Rules of the Board hereinbefore referred to.

The Committee further recommends that each container in which this material is marketed shall be labelled or marked "Approved by the Board of Standards and Appeals for use in New York City under Cal. No. 901-42-SM." The label shall also include specifications and solution strength to be observed in the application of Onyx Flameproof SP Compound to the various types of fabrics so as to insure their being flameproofed in accordance with the requirements of the Rules for "Test of Fire-resistive, Flameproof Materials, such as Textiles, Paper, Similar Material and Adhesives used for Decorative Purposes and Treated Acoustical Draperies, Carpets and Similar Materials, for use in places of Public Assembly and Special Occupancy Structures," adopted by the Board under Cal. No. 294-40-SR.

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

WHEREAS, this report recommended the approval of this material.

Resolved, that the Board of Standards and Appeals does hereby approve the material known as the Onyx Flameproof S. P. Compound, on condition that the material be manufactured, used and labelled, stamped or tagged in accordance with above report.

100-43-SA

APPLICANT—The Elliott Electric Company, owner.
SUBJECT—Elliott Electric Infra-Red Oven, approval of.
APPEARANCES—

For Applicant: H. G. Welpan.

ACTION OF BOARD—Appliance tentatively approved in accordance with report of Committee on Tests.

THE VOTE TO TENTATIVELY APPROVE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (100-43-SA)

WHEREAS, The Elliott Electric Company, owner, filed on March 8, 1943, an application with the Board of Standards and Appeals for approval of the appliance known as the Elliott Electric Infra-Red Oven; and

WHEREAS, this appliance was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Test reads:

REPORT OF COMMITTEE ON TESTS

June 6, 1943

Re: Col. 100-43-SA

Subject: Elliott Electric Infra-Red Oven, Approval of.

The Elliott Electric Company of Cleveland, Ohio, filed March 9, 1943, an application with the Board of Standards and Appeals for approval of the Elliott Electric Infra-Red Oven under the provisions of C26-191.0 Administrative Building Code.

The Elliott Infra-Red Oven is constructed of adjustable vertical and horizontal sections of infra-red lamp supporting frames which require only bolting together to assemble into oven sections for longer or shorter heating cycles. Convection and radiant heat are obtained by using integral reflecting material in construction which act as reflectors for the lamps. The sections are designed for floor or ceiling mounting with overhead or belt conveyors. Cool operation of the sockets of the lamps is obtained by insulation by means of air space between lamp face and socket.

The principle employed is that the infra-red rays pass through the lacquer or other surfacing material and heat the metal which is being lacquered thus drying the surfacing material from the inside outwardly.

The lamps used range from 250 to 1000 watts capacity and are arranged in series. The heat generated is governed by the distance of the lamps from the material, which may vary from 100° to 450°F.

An inspection and test of this method for drying and dehydrating materials by a similar process was made at 86 Warren Street, New York City, and it was found that if adequate ventilation was provided to draw off fumes from lacquers and paints, no dust or deposits are allowed to accumulate on the apparatus and that the apparatus when kept away at least 15 feet from paint spraying rooms or booths, there was no general hazard.

RECOMMENDATION

On the basis of this inspection and test, it is recommended that a tentative approval be given for the use of the Elliott Electric Infra-Red Oven, in one installation in New York City consisting of two baking units, provided the installation conforms to the following requirements:

The electric equipment shall be approved type and installed in accordance with the National Electric Code and requirements of the Department of Water Supply, Gas and Electricity.

MINUTES

In drying processed material, involving the evaporation of considerable amounts of flammable solvents by infra-red lamps, such installations shall not be confined in small rooms unless such rooms are thoroughly ventilated by a power driven ventilation system of sufficient capacity to provide 100 cubic feet of air per minute; the controls of the ventilating system to be so interlocked with the Infra-Red System that the latter cannot function unless the ventilating system is in operation. When equipped with duct ventilating system, the Infra-Red Oven shall be adequately fastened so as to prevent moving.

Where the evaporation of a considerable amount of flammable solvents is involved ventilated hoods or enclosures shall be provided at the initial stage of the process with adequate exhaust system to discharge the first evaporation from the solvents to the outer air, so that when the processed material progresses the lamp drying tunnels a comparative small amount of solvent is left for evaporation. A space between such ventilating section and the drying section shall be maintained.

Lamps and other electrical equipment shall be kept free from flammable deposits and adequate cleaning shall be maintained.

Lamp drying units shall be separated from spraying and dipping processes complying with the Board's Rules, by a distance of at least 15 feet or shall be installed in a separate fireproof room.

Controls shall be arranged so that the lamps in the tunnels will be shut off automatically if and when the conveyor stops.

Where there are no conveyors and the material being processed is left stationary in the dryer, there shall be an excessive temperature switch to shut off the lamps to avoid overheating the material being processed if it is not removed from the dryer on time.

Material to be processed on the conveyors shall be rigidly supported so as not to be liable to displacement and cause lamp breakage and short circuits. Where there are no conveyors, goods should be fixed on dollies running on tracks or other equivalent method to accomplish the same result.

The use of this process shall be limited to metal or other incombustible material requiring paint processing.

That in view of the distance and the ventilation herein provided, the provisions of Rule 4.4 of the Board's Rules Governing the Use and Equipment for Spraying of Paints, Varnishes, Lacquers and other flammable surface coatings need not be complied with.

Such fire fighting equipment shall be provided as the Fire Commissioner may direct. This tentative approval is subject to such additional requirements as the Board shall deem necessary after an inspection of an installation in New York City and for further consideration as to application request for a general approval of the equipment.

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

and

WHEREAS, this report recommended a temporary approval of this appliance for one installation.

Resolved, that the Board of Standards and Appeals does hereby approve temporarily for one installation of two baking units of the appliance known as the Elliott Electric Infra-Red Oven, in accordance with the above report.

1014-41-SA

APPLICANT—Fire Devices, Inc., owner (formerly known as Lowe Laboratories, Inc., owner).

SUBJECT—Application for consideration—reopening an amendment of resolution re approval of device to known as "Spot Fire Lowecator", Models 101 and 102, instead as "Spot Fire Detector (Lowe)", a previously approved. Also approved re marketing under name of "Temp-O-Rise" Fire Detector by Central Stations Signals, Inc.

APPEARANCES—

For Applicant: None.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

Negative

THE RESOLUTION (1014-41-SA)

WHEREAS, this application for approval of the "Lowe Spot Fire Detector" Thermostat, was approved by the Board on April 7, 1942, on certain conditions, the resolution amended on May 12, 1942 and the applicant requested a further amendment of the resolution, to permit this appliance to be marketed under the name of "Spot Fire Lowecator"; and

WHEREAS, the name of the owner has been changed from Lowe Laboratories, Inc., to Fire Devices, Inc. effective January 1, 1943.

Resolved, that the Board of Standards and Appeals do hereby amend the resolution of April 7, 1942, as amended May 12, 1942, only in so far as it has reference to the name of the device so that as amended, this portion of the resolution shall read:

"that in the event the owner desires to change the name of this device to Spot Fire Lowecator, the device may be sold under that name instead of Spot Fire Detector (Lowe)."

Adjourned: 5:15 P.M.

JOSEPH J. DOYLE, Chief Clerk.

*CORRECTION

The minutes of the meeting of the Board of Standards and Appeals held on May 4, 1943, as they appeared in Bulletin No. 19, Vol. 28, are hereby corrected to read as follows:

THE RESOLUTION (53-31-BZ)

WHEREAS, this application affecting premises 301-331 West 230th street, northeast corner of Spuyten Duyvil road (Block 3406-A, Lot 63 and part of Lots 62 and 64), Borough of The Bronx, was granted by the Board June 30, 1931, under section 7, subdivision f, for a temporary permit of two years on certain conditions and the temporary permit extended March 14, 1933, May 28, 1935, March 16, 1937, September 14, 1937, May 9, 1939 and April 15, 1941, and the applicant requested a further extension of the temporary permit.

Resolved, that the Board of Standards and Appeals do hereby amend the resolution of June 30, 1931 as amended through resolution of April 15, 1941, only in so far as it has reference to the term of the permit, so that as amended this portion of the resolution shall read:

"Granted under section 7f for a term of two (2) years from June 30, 1943, except that in the event the gas line station remains closed as at present for one (1) year, this variance shall terminate within one (1) year from the date of this amended resolution."

* Correction—The date "1941" changed to "1943" in paragraph 17 of the resolution.

BULLETIN

OF THE

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CITY OF NEW YORK

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No. 25

DIRECTORY

BOARD OF STANDARDS AND APPEALS

HARRIS H. MURDOCK, Chairman

BERNARD A. SAVAGE

CHARLES M. BLUM

CHIEF JOHN E. GUNN

JOSEPH J. DOYLE, Chief Clerk

OFFICE—Municipal Building, Rooms 1000 to 1018.

TELEPHONE—WOrth 2-5600.

OFFICE HOURS FOR PUBLIC—9 a. m. to 4 p. m.
Saturdays 9 a. m. to 12 noon.

Address all communications to the Chairman

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ACCESSORY USES IN RESIDENCE USE DISTRICTS.

Section 3, paragraph 9, sub-paragraph C, has been amended by the Board of Estimate upon the recommendation of the City Planning Commission to revert substantially to the wording as it existed prior to June 28, 1940. As amended, paragraph 9, as effective May 8, 1943, now reads:

"Section 3. Residence Districts.

(9) In a residence district no building shall be used for any other than a use above specified for which buildings may be erected and for the accessory uses customarily incident thereto. The term 'accessory use' shall not include a business, nor shall it include any building or use not located on the same lot with the building or use to which it is accessory. Such accessory uses may include, inter alia:

- (a) ***** (no change).
- (b) ***** (no change).
- (c) The practice of a profession within the premises in which the practitioner resides.
- (d) ***** (no change).
- (e) ***** (no change)."

In the favorable report (C.P. 2774), the Planning Commission states, in part:—

"In its report of May 29, 1940, the Commission said: 'Heretofore "accessory uses" have been wholly undefined. It is deemed desirable to provide explicit authority for certain of these uses to be permitted in residence districts, all other questions involving such "accessory uses" being left to the courts, as formerly. . . .'

'And it is stated further that Section 3 (9) (c) now included a "description of the general types of home occupations that are permissible as accessory uses (this was not previously included in the Resolution and misinterpretations and misunderstandings resulted); also limitation on the business signs that may be displayed in connection with such uses". . . .'

"In its report of April 7, 1943, the Commission states, in part: 'It is not possible, even if it were desirable, to restore the language precisely as it was heretofore, because of the need for retaining the new provisions relating to garages, signs, and soil removal contained in (9) (a) (b) (d) and (e).'

So far as it pertains to home occupations, the previous wording has been restored.

In imitating this proposed change the Commission wishes to make clear that the intent is not to change the effect of the Zoning Resolution of the City of New York upon the conduct of home occupations. The proposed amendment developed out of the experience of officials charged with the administration of the section of the

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Zoning Resolution. Prior to May 1940, Section 3 of the Zoning Resolution was brief but explicit in respect to the conduct of a business in a residence district. It said 'The term accessory use shall not include a business. . . .'. In the administration of the Resolution and in various court decisions, however, there had been recognition of the fact that various home occupations do and may properly be permitted to exist.

In adopting its report of May 29, 1940, the Commission expressed the opinion that these home occupations shall be more explicitly defined in the Zoning Resolution. The enforcement officials assert that this has not proved to be the case. The Commission was impressed with their arguments and accordingly proposed to restore the former language affecting these occupations as nearly as possible. However, the reversion to the former wording is in no wise intended to affect the substance of the Zoning Resolution as related to these uses.

The Commission believes that confusion resulting from this section will now be eliminated, and that there should be better enforcement of these provisions, in keeping with previous administrative and court actions."

Through misunderstanding of the provisions, uses have been established under the guise of being accessory uses but which were in no wise accessory but instead actual business uses. Through court action, such improper uses are being discontinued. A typical instance relates to the premises at 1620-30 Ocean avenue, Brooklyn, where a book and candy store and a stationery store on the first floor and a tailor shop in the basement are being conducted, as to which violations were filed. In the Court of Special Sessions the defendants pleaded guilty and the tenants received a suspended sentence but the owner of the building was fined \$300 for the three violations. The illegal uses have been discontinued. As to these uses, the Board on December 31, 1940, after public hearing, had denied an application for a variance of the Zoning Resolution under Cal. No. 712-38-BZ. Prior thereto, violations had been issued and fines imposed. It was stated that the illegal uses had existed since about 1930.

DOCKET

New Cases Filed up to June 15, 1943.

- | <i>Cal. No.</i> | <i>Dept.</i> | <i>Premises Affected</i> |
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| 283-43-A | F.D. | 1920-1938 Park avenue, west side, between East 130th street and East 131st street, 79 East 130th street and 78 East 131st street (Block 1755, Lots 33 and 37), Borough of Manhattan, 33984-L.C. and Decision. |
| 284-43-S | H.B.Bx. | 699-701 East 135th street, north side, 200 ft. east of Southern boulevard (4th and 5th floors); (Block 2564, Lot 67), Borough of The Bronx, Alt. 176-43. |
| 285-43-A | F.D. | Re Packaging of inflammable mixture known as "Mufti Dry Cleaner" in 2 oz., 6 oz., and 12 oz. glass bottles (capacity of glass bottles not in conformity with Administrative Code Specifications), Decision. |
| 286-43-A | H.B.Q. | 171-43 107th avenue, north side, 20 ft. west of 172nd street (Block 10241, Lot 56), Jamaica, Borough of Queens, Alt. 738-43. |
| 287-43-SA | | Castle Surgical Instrument Washer and Sterilizer, No. 100, Appliance. |

288-43-SA—Cardox Low Pressure Carbon Dioxide Storage Unit and Cardox Fire Extinguishing Systems, Appliance.

289-43-S—H.B.M.—427-431 West Broadway, east side, 275 ft. north of Spring street (Block 501, Lots 8, 9 and 10), Borough of Manhattan, B.N. 952-43.

290-43-A—F.D.—517-525 Union avenue, west side, 47 ft. south of Withers street (Block 2315, Lot 14), Borough of Brooklyn, Decision re 93586-L.C.

291-43-A—H.B.B.—9036-9060 Seventh avenue, 683-717 92nd street, northwest corner and 129-131 Parrot place (Block 6094, Lot 1), Borough of Brooklyn, B.N. 740-43.

292-43-A—H.B.B.—102 Second place, south side, 25 ft. west of Court street (Block 366, Lot 27), Borough of Brooklyn, Alt. 1657-43.

293-43-A—F.D.—121-151 Flatbush avenue, east side, from Hanson place to Atlantic avenue and 2-27 Hanson place (Block 2001, Lot 1), Borough of Brooklyn, 9731-L.F. and Decision.

294-43-A—H.B.Q.—33-55 to 33-81 12th street, 12-01 to 12-19 34th avenue, northeast corner and 33-52 to 33-81 13th street (Block 522, Lot 1), Long Island City, Borough of Queens, N.B. 1367-42.

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257-42-BZ—H.B.M.—330-332 East 110th street, south side, 250 ft. west of First avenue (Block 1681, Lot 37), Borough of Manhattan, Alt. 132-42.

99-43-A—H.B.B.—770-774 Eastern parkway, south side, 90 ft. west of Kingston avenue (Block 1271, Lot 31), Borough of Brooklyn, Alt. 35-43.

516-42-A—H.B.Q.—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Newtown and Maspeth Creeks (Office Building); (Block 2600, Lot 200), Maspeth, Borough of Queens, Misc. 324-43.

517-42-A—H.B.Q.—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Newtown and Maspeth Creeks (Laboratory Building); (Block 2600, Lot 200), Maspeth, Borough of Queens, Misc. 325-43.

518-43-A—H.B.Q.—47-19 Grand avenue, entire area bounded by Grand avenue, Page place, 56th road, Newtown and Maspeth Creeks, (Wash Room Building); (Block 2600, Lot 200), Maspeth, Borough of Queens, Misc. 263-43.

313-41-SA—New Spacarb Automatic Carbonated Beverage Dispenser, Appliance.

492-40-SM—Richmond Fireproof Door Company Three Hour Metal Clad Fire Wall Lap-Type Swinging Door (single and in pairs), manufactured by The Richmond Fireproof Door Company, Material.

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DESIGNATIONS: H.B.—Department of Housing and Buildings; B.B.—Department of Housing and Buildings, Brooklyn; H.B.M.—Department of Housing and Buildings, Manhattan; H.B.Q.—Department of Housing and Buildings, Queens; H.B.R.—Department of Housing and Buildings, Richmond; H.B.Bx.—Department of Housing and Buildings, Bronx; H.D.—Health Department, and D.—Fire Department.

RULES

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ended Cements, Rules for Testing and Use of	Nov. 24, 1942—Vol. 27, No. 47
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Exit Rules (Revolving Doors)	June 15, 1937—Vol. 22, No. 24
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Fire Alarm Rules (Interior)	June 8, 1943—Vol. 28, No. 23
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Fire-resistant, Flameproof Materials, etc., Rules for Testing of	June 1, 1943—Vol. 28, No. 22
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Time Garages, Ruling for	Jan. 21, 1919—Vol. 4, No. 3
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Regulating Fibre Board Rules	Mar. 23, 1943—Vol. 28, No. 12
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Motor Trucks, Gasoline, etc.	Nov. 24, 1936—Vol. 21, No. 47
Electric Glass Rules (Amendment to Rule 505 of Industrial Code) ..	Apr. 10, 1923—Vol. 8, No. 15

Approved appliances and materials are printed in the Supplement to the Bulletin of June 8, 1943, Vol 28, No. 23A.

JUNE 22, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning, June 22, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

243-BZ—Application, January 19, 1943, under section 7c of the zoning resolution, of William V. McDevitt, applicant, on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the alteration and extension of an existing gasoline service station, to be used as gasoline service station, office, lubricatorium and laundry; premises 76-88 Grand street extension and 283 South 3rd street, southeast corner (Block 2422, Lots 34 and 35), Borough of Brooklyn.

242-BZ—Application, May 12, 1942, under section 7c of the zoning resolution, of Lama and Proskaner, applicants, on behalf of Dominick Carl Carena, owner, to permit in business use district, the alteration and extension of an existing gasoline service station; premises 8216-8220 Astoria boulevard and 2408-2412 83rd street, southwest corner (Block 1094, Lot 6), Jackson Heights, Borough of Queens.

243-BZ—Application, April 9, 1943, under sections 7e and 21 of the zoning resolution, of Charles M. Spindler,

applicant, on behalf of Valentine Realty Co., owner (Forack Corporation, lessee), to permit in a business use district, for a term of two years, the maintenance of a business sign on the East 187th street front of the building; the said sign, which projects more than 18 inches beyond the building line, does not conform with the requirements of the zoning resolution; premises 2402 Ryer avenue, southeast corner of East 187th street (Block 3152, part of Lot 11), Borough of The Bronx.

263-43-BZ—Application, May 29, 1943, under sections 7c and 21 of the zoning resolution, of Cafiero and Lacerenza, applicants, on behalf of East New York Savings Bank, owner, to permit in a residence use district, the alteration and conversion of occupancy of a building occupied as a garage for more than five motor vehicles to a cut glass works; premises 233-235 Norwood avenue, east side, 193 ft. 11 in. north of Atlantic avenue (Block 4137, Lot 1), Borough of Brooklyn.

182-43-BZ—Application, April 19, 1943, under section 21 of the zoning resolution, of Charles R. Saul, owner (Columbia Storage Warehouses, lessee), to permit in a residence use district, upon the first story of an existing storage warehouse, the inclusion of a garage for twelve (12) motor vehicles—to be used by the owner in the conduct of the storage warehouse business; premises 56-58 West 67th street, south side, 50 ft. east of Columbus avenue (Block 1119, Lot 57), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman.*

JUNE 22, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, June 22, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Appeals from Administrative Decisions.

121-43-A—237-241 (233 displayed) Westminster road, east side, 300 ft. south of Beverly road (Block 5143, Lot 48),
282-43-S—260-266 West Broadway, northwest corner of Beach street (Block 212, Lot 56), Borough of Manhattan.

60-43-S—21-02 to 21-30 44th road (13th street) and 44-29 to 44-35 21st street (Van Alst avenue), southeast corner (Block 438, Lot 6), Long Island City, Borough of Queens.

186-43-A—154 Pilot street, north and south sides, between City Island avenue and Long Island Sound (Block 5640, Lot 18 and Block 5641, Lot 90), Borough of The Bronx.

191-43-A—15 West 77th street and Central Park West at 79th street (Block 1130, Lot 1), Borough of Manhattan.

782-42-A—203-269 37th street, north side, 100 ft. west of Third avenue (Block 695, Lot 1); (Building 1), 202-276 36th street, south side, 100 ft. west of Third avenue (Block 695, Lot 1); (Building 2), 201-271 36th street, north side, 100 ft. west of Third avenue (Block 691, Lot 1); (Building 3), 202-284 35th street, southwest corner of Third avenue (Block 691, Lot 1); (Building 4), 17-97 35th street, northwest corner of Third avenue (Block 687, Lot 1); (Building 5), 18-96 34th street, southwest corner of Third avenue (Block 687, Lot 1); (Building 6), 17-97 34th street, northwest corner of Third avenue (Block 683, Lot 1); (Building 7), 18-98 33rd street, southwest corner of Third avenue (Block 683, Lot 1); (Building 8), 21-99 33rd street, north side, 125 ft. west of Third avenue (Block 679, Lot 1); (Building 9), 872-890 Third avenue, northwest corner of 33rd street (Block 679, Lot 1); (Building 10), 146-168 39th street, southwest corner of Second avenue (Block 706, Lot 1); (Building 19), 131-183 41st street, northwest corner of

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Second avenue (Block 711, Lot 1); (Building 20), 52-94 39th street, southwest corner of First avenue (Block 706, Lot 24); (Building 22), 52-94 39th street, south side, 150 ft. west of First avenue (Block 706, Lot 24); Building 23), 52-94 39th street, south side, 243 ft. west of First avenue (Block 706, Lot 24); (Building 24), 4002-4024 First avenue, northwest corner of 41st street (Block 710, Lot 1); (Building 26), Borough of Brooklyn.

805-42-A—4911 and 4923 Marginal street, 280 ft. west of west side of First avenue, Buildings 57 and 58 (Block 725, Lot 1); Pier 1, foot of 50th street, Pier 2, foot of 49th street, Pier 3, foot of 47th street, Pier 4, foot of 46th street and Pier 5, foot of 44th street, 533 ft. west of west side of First avenue (Block 725, Lot 1); Pier 6, foot of 42nd street, Pier 7, foot of 41st street (Block 715, 720 and 710, Lot 1); Pier 8, foot of 39th street (Block 706, Lot 75), East River, Borough of Brooklyn.

241-43-S—90-02 to 91-38 Atlantic avenue, southwest corner of 92nd street (Block 344, Lot 1 and Block 347, Lots 11 to 72), Woodhaven, Borough of Queens.

258-43-A—34 West 17th street, south side, 390 ft. east of Sixth avenue (Block 818, Lot 70), Borough of Manhattan.

260-43-A—20-40 Jay street, 22-44 John street, southwest corner, 19-37 Pearl street and 145-165 Plymouth street (Block 19, Lot 1), Borough of Brooklyn.

261-43-A—185-187 Canal street and 95-99 Mott street, northwest corner (Block 205, Lots 25 and 30), Borough of Manhattan.

275-43-A—51-55 Beekman street, south side, 144 ft. 3 in. east of William street and 81-85 Ann street (Block 93, Lots 31, 32 and 33), Borough of Manhattan.

218-43-A—279-285 East 233rd street, north side, 90.43 ft. west of Katonah avenue (Block 3374, Lot 46), Borough of The Bronx.

244-43-A—610 Union avenue, east side, 17.5 ft. south of East 152nd street (Block 2674, Lot 35), Borough of The Bronx.

257-43-A—568 Wales avenue, southeast corner of East 150th street (Block 2653, part of Lot 9), Borough of The Bronx.

266-43-A—26-01 154th street, southeast corner of 26th avenue (Block 4849, Lot 1), Flushing, Borough of Queens.

223-43-S—29-31 Vandewater street, north side, 161 ft. 6¼ in. west of Pearl street (Block 114, Lot 35), Borough of Manhattan.

289-43-S—427-431 West Broadway, east side, 275 ft. north of Spring street (Block 501, Lots 8, 9 and 10), Borough of Manhattan.

Materials for Approval

1041-40-SM—Olsen Gypsum Lath Spring Wire Clips, PC, MC, PS and Corner Clips (reopened April 13, 1943 re amendment to resolution of December 17, 1940 to include the approval of these clips with an additional designation in non-bearing studless partitions).

907-42-SM—Von Duprin A, A2, B2, C2, E, F, H, J, K, L, Q, S, U, V1, X and Y Fire and Panic Exit Bolts or Devices.

HARRIS H. MURDOCK, *Chairman*.

JUNE 29, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday morning June 29, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

86-43-BZ—Application, February 26, 1943, under section 7h of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Genevieve Marchione, owner, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 575-587 East New York avenue, north side, 134 ft. 6 in. west of Kingston avenue (Block 1332, Lots 51 and 54), Borough of Brooklyn.

573-37-BZ—Application of Herman Kron, applicant, on behalf of Mutual Life Insurance Company of New York owner (Williams Auto Auction Sales, Inc., lessee), reopened December 15, 1942, under section 7h of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles (previously granted by the Board for a temporary period); premises 158-176 Columbus avenue, 101 West 67th street and 100 West 68th street (Block 1139, part of Lot 24), Borough of Manhattan.

187-43-BZ—Application, April 22, 1943, under section 7 of the zoning resolution, of Irving B. Vigdor, applicant on behalf of Max Aronson, owner (Julius Siegel, lessee) to permit in a business use district, the conversion of occupancy of an existing building to a motor vehicle repair shop; premises 1677 Jerome avenue, west side 250 ft. north of Featherbed lane (Block 2861, Lot 34) Borough of The Bronx.

HARRIS H. MURDOCK, *Chairman*

JUNE 29, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing *Tuesday afternoon, June 29, 1943*, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Appeals from Administrative Decisions

658-42-A—44 Rocbling street, southeast corner of North 9th street (Block 2314, Lot 5), Borough of Brooklyn.

896-42-A—255 Jackson avenue, west side, 20 ft. north of East 138th street (Block 2567, Lot 30), Borough of The Bronx.

249-43-A—108 Provost street, east side, 50 ft. south of Freeman street (Block 2515, Lot 1), Borough of Brooklyn.

9-43-A—36-42 Myrtle avenue and 348-354 Pearl street southwest corner (Block 145, Lot 18), Borough of Brooklyn.

Materials for Approval.

482-39-SM—Oriental Exterior Stucco, also known as Samson Exterior Stucco.

492-40-SM—Fyrgard C N. Y. C. Three-Hour Metal Clad Three-Ply Metal Door (reopened June 15, 1943 re amendment to resolution to include approval as to additional door of Lap Type).

HARRIS H. MURDOCK, *Chairman*

JULY 13, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing *Tuesday morning, July 13, 1943*, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

97-43-BZ—Application, March 5, 1943, under section 7 of the zoning resolution, of George H. Cohn, applicant on behalf of Crew Levick Corporation, owner (Morri

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Smith, lessee), to permit partly in a business use and partly in a residence use district, the extension of an existing gasoline service station and also the inclusion of the use of parking and storage of more than five motor vehicles; premises 1775-1785 59th street and 5814-24 18th avenue, northwest corner (Block 5504, Lots 44 and 45), Borough of Brooklyn.

43-BZ—Application, January 5, 1943, under section 21 of the zoning resolution, of William A. Eckert, applicant, on behalf of Estate of Annie Gibney, owner (Title Guarantee and Trust Company, Administrator); (Maple Avenue Parking Co., Inc., lessee), to permit partly in a business use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 137-52 to 137-70 Queens Boulevard and the west side of 85th avenue, between Queens boulevard and 137th street (Block 9650, Lot 31), Jamaica, Borough of Queens.

31-22-BZ—Application of A.S.G. Construction Corporation, applicant and owner, reopened June 8, 1943, under section 21 of the zoning resolution, to permit in a residence use district, for an additional term of five years, the continuance of the maintenance of a restaurant on the first story of an existing building (previously permitted by the Board for a term of five years); premises 102-8518 Fourth avenue, southwest corner of 85th street (Block 6034, Lot 41), Borough of Brooklyn.

HARRIS H. MURDOCK, *Chairman.*

JULY 13, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, July 13, 1943, at 2 o'clock in Room 1013, Municipal Building Manhattan, on the following matters:

Appeals from Administrative Decisions.

43-A—323-335 East 44th street, north side and 322-45th street, south side, 175 ft. west of First Avenue (Block 1337, Lot 4), Borough of Manhattan.

43-A—89-107 Gold street, southeast corner of Front street (5th floor); (Block 56, Lot 3), Borough of Brooklyn.

43-A—42-60 Stewart avenue, east side, from Harriplace to Ingraham street (Block 3001, Lot 1), Borough of Brooklyn.

43-A—137-139 East 25th street, north side, 79.10 ft. of Lexington avenue and 138 East 26th street (3rd floor); (Block 881, Lot 29), Borough of Manhattan.

229-43-A—47-02 31st place, southwest corner of 47th avenue (Block 281, Lot 1), Long Island City, Borough of Queens.

202-43-S—47-02 31st place, west side, between 47th avenue and 48th avenue (Block 281, Lot 1), Long Island City, Borough of Queens.

272-43-A—78-08 Cooper avenue, south side, 848 ft. west of Dry Harbor road (Block 3803, Lot 14), Glendale, Borough of Queens.

5-43-A—444 West 259th street, south side, 160 ft. east of Riverdale avenue (Blocks 3423-A and 3423-B, parts of Lot 140), Borough of The Bronx (under section 35, General City Law—re bed of mapped street—Delafield avenue).

HARRIS H. MURDOCK, *Chairman.*

JULY 20, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning, July 20, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

Zoning Application.

836-42-BZ—Application of Harry Yahr, applicant and lessee, on behalf of The Gerry Estates, Inc., owner, reopened May 4, 1943, under section 7h of the zoning resolution, to permit in a retail-1 use district, for a term of two years, the parking and storage of more than five motor vehicles (previously denied); premises 108-112 West 41st street, south side, 125 ft. west of Sixth avenue (Block 993, Lot 38), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman.*

SEPTEMBER 14, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, September 14, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:

Appeal from Administrative Decision

746-42-A—241 West 72nd street, north side, 280 ft. 5½ in. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman.*

MINUTES

BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

TUESDAY MORNING, JUNE 15, 1943

Present: Chairman Murdock, Commissioners Savage and Gunn and Deputy Chief Gunn.

The minutes of the regular meetings of the Board held Tuesday morning, June 8, 1943, and Tuesday afternoon, June 8, 1943, were approved as printed in Bulletin No. 23, June 28.

ZONING CASES

42-BZ

APPLICANT—Lama and Proskauer, for Dominick Carl Carena, owner.

SUBJECT—Application (decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, the alteration and extension of a gasoline service station.

PREMISES AFFECTED—8216-8220 Astoria boulevard and 2408-2412 83rd street, southwest corner (Block 1094, Lot 6), Jackson Heights, Borough of Queens.

APPEARANCES—

For Applicant: Alfred A. Lama.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to June 22, 1943 at 10 A. M. Applicant to file revised plans and for further consideration by the Board.

MINUTES

10-43-BZ

APPLICANT—William A. Eckert, for Estate of Annie Gibney, owner (Title Guarantee and Trust Company, administrator); (Maple Grove Parking Co., Inc., lessee).

SUBJECT—Application (decision of the acting borough superintendent) under section 7h of the zoning resolution, to permit partly in a business use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—137-52 to 137-70 Queens boulevard and the west side of 85th avenue, between Queens boulevard and 137th street (Block 9650, Lot 31), Jamaica, Borough of Queens.

APPEARANCES—

For Applicant: Arthur W. Renander.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to July 13, 1943 at 10 A. M. Applicant to revise plans and to file an appeal case under Section 35 of the General City Law.

137-26-BZ

APPLICANT—Arnold W. Lederer and James W. McGrath, for Rose Morizio, owner.

SUBJECT—Application reopened June 10, 1941 (decision of the borough superintendent) under section 7c of the zoning resolution, to permit for a stated term of years, partly in a business use and partly in a residence use district, the erection and maintenance of an extension to an existing garage for more than five motor vehicles.

PREMISES AFFECTED—8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn.

APPEARANCES—

For Applicant: Arnold W. Lederer.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (137-26-BZ)

WHEREAS, this application under section 7g of the zoning resolution, to permit in a business use district, the alteration and extension of a garage for the storage of more than five motor vehicles, affecting premises 8224-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lot 72), Borough of Brooklyn, was withdrawn on December 21, 1926; and

WHEREAS, the applicant requested a reopening of the application, under section 7c of the zoning resolution, to permit partly in a business use district and partly in a residence use district, the erection and maintenance of an extension to an existing garage for more than five motor vehicles, affecting premises 8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn; and

WHEREAS, the application was reopened by vote of the Board on June 10, 1941; subject to usual procedure; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting, June 15, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that 18th avenue and New Utrecht avenue are in a business use district; 83rd street, 84th and 82nd streets are each in both residence and business use districts; and

WHEREAS, the decision of the borough superintendent dated April 23, 1941, and as amended February 18, 1943 re Alt. Applic. 3303-43, reads:

"The construction of an extension to a garage for more than five motor vehicles located partly in a residence and partly in a business use district is contrary to the Bldg. Zone Res. Sec. 3 and Sec. 4a-15."

and

WHEREAS, that applicant states that the premises consist of an irregularly shaped plot having a frontage of 60 ft. on 18th avenue, 162 ft. 8 in. and also 88 ft. 3 in. along the southerly lot line; approximately 105 ft. along the westerly lot line, that an irregularly shaped area of the northeasterly part of the plot is in a residence use district and the remainder is in a business use district; that upon the southerly portion of the plot is a garage for more than five motor vehicles (previously granted by the Board), one story in height, having a frontage of 50 ft. on 18th avenue, maximum depth of approximately 212 ft., irregular in area; that to the north of this garage, is a 2-story store and dwelling structure 10 ft. by 60 ft. in area; that it is proposed to erect upon a plot located to the northerly (rear) of this garage (which is vacant except for a boiler-room), a one-story, Class 3 building, 125 ft. 11 in. by 148 ft., irregular in area to be occupied as a garage for more than five motor vehicles; that it is proposed to connect this proposed garage with the existing garage and to operate both as one unit and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant under section subdivision c, of the zoning resolution.

Resolved, that the Board of Standards and Appeals do hereby make a variation in the application of the use district regulations of the zoning resolution, and that this application be and it hereby is granted under section thereof, to permit the extension as proposed to the existing garage, variance for which was granted by the Board under Cal. 1284-23-BZ, on condition that the building in all other respects, shall comply with all laws, rules and regulations applicable thereto other than as modified by the Board under Cal. 86-42-A; that a rear yard shall be provided; that the building shall not exceed one (1) story in height; that the vehicular entrance to such garage shall be through the adjoining garage on lot 72, except that there may be a vehicular exit to the private roadway at the rear for emergency purposes only; that the opening between the existing garage and the proposed extension shall be protected with approved fire doors; that the boiler room shall be separated from the garage building and extension with fireproof material and enterable only from the exterior; that any windows in the side walls to the north and east, shall be fireproof and self-closing; that a sprinkler system shall be maintained throughout the extension; that such system may be one source; that no motor vehicle repairing shall be carried on; that no signs shall be attached to the proposed extension; that all permits shall be obtained and work completed within one (1) year from the date of this resolution.

1192-40-BZ

APPLICANT—Earl L. Bergoff (lessee), for Central Savings Bank, owner.

SUBJECT—Application reopened February 2, 1943 (decision of the borough superintendent) under section 21 of the zoning resolution, to permit in a business use district, the use of part of a plot now occupied for the parking and storage of more than five motor vehicles (previously granted by the Board for a temporary period) for the display and sale of used cars.

PREMISES AFFECTED—312-338 West 59th street, north side and 315-347 West 58th street, north side, 100 ft. east of Ninth avenue (Block 1049, Lots 9 and 44), Borough of Manhattan.

MINUTES

APPEARANCES—

For Applicant: David Neuwirth and Earl L. Bergoff.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Resolution amended.

THE VOTE TO AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (1192-40-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district for a temporary period, the parking and storage of more than five motor vehicles, affecting premises 312-338 West 59th street, north side, and 315-347 West 58th street, north side, 200 ft. of Ninth avenue (Block 1049, Lots 9 and 44), Borough of Manhattan, was granted by the Board on June 10, 1941, on certain conditions; and

WHEREAS, the resolution was amended on July 8, 1941, to permit extended on May 11, 1943 and the applicant requested further amendment of the resolution, to permit in addition the parking and storage use, the display and sale of used cars; and

WHEREAS, this application was reopened by vote of the Board on February 2, 1943, subject to usual procedure; and

WHEREAS, a public hearing was held on this application before the Board of Standards and Appeals, at its regular meeting on June 15, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that West 59th street is in a business and retail use district; West 58th street is in a business, retail and residence use district; Columbus Circle is in a retail, business and residence use district, Ninth avenue is in a retail use district and Columbus avenue is in a business use district; and

WHEREAS, the decision of the borough superintendent dated January 15, 1943, reads:

"With reference to your application for a certificate of occupancy, dated January 5, 1943, to permit additional use of the parking and storage lot at above-noted premises for buying and selling used cars, you are advised that inasmuch as the Board of Standards and Appeals under Resolution 1192-40-BZ granted a variation in the application of the use district regulations of the Building Zone Resolution, section 7h thereof, to permit for a term of two years from June 10, 1941, the parking and storage of more than five motor vehicles of the pleasure-car type only, your application is hereby denied.

It will be necessary for you to apply to the Board of Standards and Appeals for a variance of the above-mentioned resolution."

WHEREAS, the applicant states that the premises consist of a plot of ground having a frontage of 325 ft. on West 58th street, 379 ft. on West 58th street and a depth of 200 ft. that the plot is now occupied for the parking and storage of more than five motor vehicles (previously granted by the Board for a temporary period) and it is proposed to use the West 58th street frontage of the plot, for a depth of 25 ft., for buying and selling used cars.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of June 10, 1941, as amended on May 11, 1943 by adding thereto:

"that in the event the owner desires to maintain an additional non-conforming use consisting of the sale of used cars, such use may be permitted, provided the space so used is restricted to an area for the full width of the plot along West 58th street and for a depth of 25 ft., providing for one row of cars only and provided the entrances and fence hereinbefore required, are maintained; that the use is subject to a license issued by

the Commissioner of Licenses; that signs shall be restricted to not over two (2) signs erected inside the fence, advertising the sale of used cars and provided such signs do not exceed 25 sq. ft. each in area; that such signs shall not be illuminated; that such portable fire-fighting appliances shall be maintained as the fire commissioner shall direct; that there shall be no repairing or adjusting of cars carried on; that in all other respects, the requirements of the resolution shall be complied with."

137-43-BZ

APPLICANT—Ocean View—The Cemetery Beautiful, Inc., owner.

SUBJECT—Application (decision of the acting borough superintendent) under section 7c of the zoning resolution, to permit in a residence use district, the erection and maintenance of an accessory building to a cemetery—the building to be used as a five-car garage and utility building.

PREMISES AFFECTED—3331 Amboy road, north side, 1,365 ft. west of Montreal avenue (Block 4535, Lot 1), Oakwood Heights, Borough of Richmond.

APPEARANCES—

For Applicant: Joseph P. Bielting.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0.

THE RESOLUTION (137-43-BZ)

WHEREAS, Ocean View—The Cemetery Beautiful, Incorporated, owner, filed March 29, 1943, an application under section 7c of the zoning resolution, to permit in a residence use district, the erection and maintenance of an accessory building to a cemetery—the building to be used as a five-car garage and utility building; affecting premises 3331 Amboy road, north side, 1,365 ft. west of Montreal avenue (Block 4535, Lot 1), Oakwood Heights, Borough of Richmond; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting June 15, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Amboy road is in a residence use district; Hopkins avenue is in a residence use district and Sheridan place is in a residence use district; and

WHEREAS, the decision of the borough superintendent on N. B. Applic. 7-43, dated March 26, 1943, reads:

"The proposed 5-car garage is prohibited in this residential use zone as being contrary to Art. II, Sec. 3-(9)(a) zoning resolution."

and

WHEREAS, the applicant states that the premises consist of a large plot of ground having a frontage approximately 1,890 ft. along Amboy road and approximately 4,460 ft. along the northerly lot line—occupied as the Ocean View Cemetery; that it is proposed to locate upon the central portion of the plot (and at a location more than 400 ft. from any lot line of the premises), a one-story, Class 3 building, 50 ft. by 22 ft. in area, to be used as a five-car garage and utility building—used as an accessory building to the cemetery; and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant under section 7, subdivision c, of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the application of the use district regulations of the zoning resolution, and that the application be and it hereby is granted under section 7c thereof,

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to permit the construction of a utility garage as proposed, *on condition* that such garage and utility building shall be solely for the use of the cemetery and not for storing motor vehicles belonging to others; that such vehicles as are stored within the proposed garage, shall be used solely within the grounds; that suitable landscaping shall be maintained for screening the proposed garage; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto; that all permits shall be obtained and all work completed within one (1) year from the date of this resolution.

309-28-BZ

APPLICANT—Richard Shutkind, for Finat Corporation, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Application (decision of the commissioner of buildings) previously granted on condition, under section 21 of the zoning resolution, permitting in a business use district, the erection and maintenance of a gasoline service station.

PREMISES AFFECTED—2323-2331 Flatbush avenue and 2370-2384 Utica avenue northeast corner (Block 8510, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Richard Shutkind.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (309-28-BZ)

WHEREAS, this application under section 21 of the zoning resolution, permitting in a business use district, the erection and maintenance of a gasoline service station, affecting premises 2323-2331 Flatbush avenue and 2370-2384 Utica avenue, northeast corner (Block 8510, Lot 1), Borough of Brooklyn, was granted by the Board on October 23, 1928, on certain conditions, resolution amended on December 4, 1928, time extended on June 25, 1929 and resolution amended on October 1, 1929 and September 29, 1936; and

WHEREAS, the applicant requested a further amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of October 23, 1928 as amended September 29, 1936 by adding thereto:

"that in the event the owner desires to adopt a different arrangement for the gasoline pumps and to install curb cuts along Utica avenue, such arrangement of gasoline pumps and curb cuts may be installed as indicated on revised plans marked 'Received June 3, 1943' and that such plans are hereby *approved* as being substantially in compliance with the requirements of the resolution amended September 29, 1936 and this amendment in lieu of plans approved thereunder marked 'Received September 25, 1936' and the 12-in. curbs between curb cuts along Flatbush avenue and Utica avenue may be omitted, provided the concrete platform within the intersection is constructed, and that all permits shall be obtained and work completed within one year from the adoption of this *amended* resolution.

352-32-BZ

APPLICANT—Max Goldman, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the commissioner of buildings) previously granted on

condition, under section 7f of the zoning resolution permitting in a business use district, for a temporary term of two years, the maintenance of a gasoline service station.

PREMISES AFFECTED—3305-3311 Boston road and 1152 East 211th street, southwest corner (Block 4705, Lots 62-65), Borough of The Bronx.

APPEARANCES—

For Applicant: C. I. Goldman.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

THE RESOLUTION (352-32-BZ)

WHEREAS, this application under section 7f of the zoning resolution, permitting in a business use district for a temporary term, the erection and maintenance of a gasoline service station, affecting premises, 3305-3311 Boston road and 1152 East 211th street, southwest corner (Block 4705, Lots 62-65), Borough of The Bronx, was granted by the Board on January 20, 1933, on certain conditions, resolution amended and permit extended on May 28, 1935, permit further extended on May 25, 1937, May 31, 1939 and June 10, 1941 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of January 20, 1933 as last amended June 10, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7f for a term of two (2) years from the date of this *amended* resolution."

495-32-BZ

APPLICANT—Moses Goldberg, present owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Application (decision of the superintendent of buildings) previously granted on condition, under section 21 of the zoning resolution, permitting partly in a business use and partly in a residence use district, the erection and maintenance of a gasoline service station.

PREMISES AFFECTED—122-13 to 122-21 Rockaway boulevard, northwest corner of 123rd street (Block 2512, part of Lot 7), South Ozone Park, Borough of Queens.

APPEARANCES—

For Applicant: Moses Goldberg.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Application reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (495-32-BZ)

WHEREAS, this application under section 21 of the zoning resolution, permitting partly in a business use and partly in a residence use district, the erection and maintenance of a gasoline service station, affecting premises, 122-13 to 122-21 Rockaway boulevard, northwest corner of 123rd street (Block 2512, part of Lot 7), South Ozone Park, Borough of Queens, was granted by the Board on January 23, 1933 on certain conditions, resolution amended on May 8, 1939 and the applicant requested a further amendment of the resolution.

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Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of January 23, 1934, as amended May 8, 1934, only in so far as it has reference to the requirement for a concrete curbing along the building line, so that the following clause shall be omitted:

"that there shall be constructed along the Rockaway boulevard building line a concrete curbing not less than 12" in height and 12" in width with not over two (2) openings thereon, each opening not to exceed 25 ft. and no part of any opening to be nearer than 8 ft. from the 123rd street building line or the westerly lot line; that opposite these openings there shall be curb cuts in the street curb not exceeding 30 ft. in width"

and substituting therefor the following:

"that curb cuts shall be constructed from Rockaway boulevard only; that there shall not be more than two (2) curb cuts, each not exceeding 30 ft. in width and no part of any curb cut within 5 ft. of the side lot line as extended."

604-37-BZ

APPLICANT—Marjorie Macormack, for Estate of A. S. Robbins, owner (William Macormack, lessee).

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a temporary period of two years, the storage and parking of more than five motor vehicles.

PREMISES AFFECTED—266-276 Clarkson avenue, south side, 139 ft. 7½ in. west of Nostrand avenue (Block 5068, Lots 41 and 46), Borough of Brooklyn.

APPEARANCES—

For Applicant: Marjorie Macormack.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (604-37-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district for a temporary period, the storage and parking of more than five motor vehicles, affecting premises 266-276 Clarkson avenue, south side, 139 ft. 7½ in. west of Nostrand avenue (Block 5068, Lots 41 and 46), Borough of Brooklyn, was granted by the Board on June 7, 1939, on certain conditions, permit extended on June 17, 1941 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of June 7, 1939, as amended June 17, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h for a term of two (2) years from the date of this *amended* resolution. . . ."

405-38-BZ

APPLICANT—Downtown Brooklyn Parking, Inc., lessee; Board of Transportation, City of New York, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the acting borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—214-228 Schermerhorn street, south side, 233 ft. east of Hoyt street (Block 171, part of Lot 7), Borough of Brooklyn.

APPEARANCES—

For Applicant: Richard Brown and Charles Kapp.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (404-38-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district for a temporary term of two years, the transient parking of more than five motor vehicles, affecting premises 214-228 Schermerhorn street, south side, 233 ft. east of Hoyt street (Block 171, part of Lot 7), Borough of Brooklyn, was granted by the Board June 20, 1939, on certain conditions, time to obtain permits and complete work extended September 19, 1939, permit extended June 24, 1941 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on June 20, 1939 as amended through June 24, 1941, only as far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h for a term of two (2) years from the date of this *amended* resolution. . . ."

405-38-BZ

APPLICANT—Downtown Brooklyn Parking, Inc., lessee; Board of Transportation, City of New York, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the acting borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district for a term of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—240-250 Schermerhorn street and 54-60 Bond street, southwest corner (Block 171, part of Lot 7), Borough of Brooklyn.

APPEARANCES—

For Applicant: Richard Brown and Charles Kapp.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (405-38-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district for a temporary term of two years, the transient parking of more than five motor vehicles, affecting premises 240-250 Schermerhorn street and 54-60 Bond street, southwest corner (Block 171, part of Lot 7), Borough of Brooklyn, was granted by the Board June 20, 1939, on certain conditions, time to obtain permits and complete work extended September 19, 1939, permit extended June 24, 1941 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on June 20, 1939 as amended through June 24, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h for a term of two (2) years from the date of this *amended* resolution. . . ."

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406-38-BZ

APPLICANT—Downtown Brooklyn Parking, Inc., lessee;
Board of Transportation, City of New York, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the acting borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—134-192 Schermerhorn street, south side, from Smith street to Hoyt street, 57-73 Smith street, east side, from Schermerhorn street to State street and 257-271 State street (Block 170, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Richard Brown and Charles Kapp.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—
Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (406-38-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district, for a temporary term of two years, the transient parking of more than five motor vehicles, affecting premises 134-192 Schermerhorn street, south side, from Smith street to Hoyt street and 57-73 Smith street, east side, from Schermerhorn street to State street and 257-271 State street (Block 170, Lot 1), Borough of Brooklyn, was granted by the Board June 20, 1939, on certain conditions, the time to obtain permits and complete work extended September 19, 1939, permit extended June 24, 1941 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on June 20, 1939, as amended through June 24, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h for a term of two (2) years from the date of this *amended* resolution. . . ."

407-38-BZ

APPLICANT—Downtown Brooklyn Parking, Inc., lessee;
Board of Transportation, City of New York, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the acting borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—37-55 Smith street, east side, from Livingston street to Schermerhorn street, 156-164 Livingston street and 137-145 Schermerhorn street (Block 164, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Richard Brown and Charles Kapp.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—
Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (407-38-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district, for a temporary term of two years, the transient parking of more than five motor vehicles, affecting premises 37-55 Smith

street, east side, from Livingston street to Schermerhorn street, 156-164 Livingston street and 137-145 Schermerhorn street (Block 164, Lot 1), Borough of Brooklyn, was granted by the Board June 20, 1939, on certain conditions, time to obtain permits and complete work extended September 19, 1939, permit extended June 24, 1941 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on June 20, 1939, as amended through June 24, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h for a term of two (2) years from the date of this *amended* resolution. . . ."

932-38-BZ

APPLICANT—R. McClintock Robinson, for Arthur J. Schutz (lessee), for Long Island Railroad, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—Hillside avenue, bounded by Bessemer street and Babbage street (land under L.I.R.R.); (Block 3258, Lot 54 and Block 9262, Lot 180), Richmond Hill, Borough of Queens.

APPEARANCES—

For Applicant: R. McClintock Robinson and Arthur J. Schutz.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—
Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (932-38-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district, for a temporary term of two years, the transient parking of more than five motor vehicles, affecting premises Hillside avenue, bounded by Bessemer and Babbage street (land under L. I. R. R.), (Block 9262, Lot 180 and Block 3258, Lot 54), Richmond Hill, Borough of Queens, was granted by the Board June 13, 1939, on certain conditions, permit extended June 10, 1941, and the applicant requested a further extension of permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on June 13, 1939, as amended through June 10, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7h for a term of two (2) years from the date of this *amended* resolution, to permit the transient parking of more than five (5) motor vehicles under the arches, *on condition* . . ."

257-42-BZ

APPLICANT—Lama and Proskauer, substituted for Michael A. Cardo, for Maria Sciacca, owner.

SUBJECT—Application for consideration—reopening and restoration to calendar—Application (decision of the borough superintendent) previously withdrawn under section 21 of the zoning resolution, to permit in a business use district, the alteration and conversion of occupancy of a building used as a marble works (previously granted by the Board) to a garage for more than five motor vehicles. The building in question is located on the same street and between the same two intersection streets upon which there exists a school.

MINUTES

REMISES AFFECTED—330-332 East 110th street, south side, 250 ft. west of First avenue (Block 1681, Lot 37), Borough of Manhattan.

APPEARANCES—

For Applicant: Alfred A. Lama.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened, restored to calendar and denied.

THE VOTE TO REOPEN AND RESTORE TO CALENDAR—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE VOTE TO GRANT—

Affirmative 0

Negative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

THE RESOLUTION (257-42-BZ)

WHEREAS, Lama and Proskauer substituted for Michael Cardo, for Maria Sciacca, owner, filed March 27, 1942, an application under section 21 of the zoning resolution, to permit in a business use district, the alteration and conversion of occupancy of a building used as a marble works (previously granted by the Board) to a garage for more than five (5) motor vehicles; the building in question is located on the same street and between the same two intersecting streets, upon which there exists a school; premises 330-332 East 110th street, south side, 250 ft. west of First avenue (Block 1681, Lot 37), Borough of Manhattan; and WHEREAS, a public hearing was held on this application before the Board of Standards and Appeals, at its regular meeting, February 9, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that East 110th street is in business and restricted use districts; East 109th street is in business and unrestricted use districts; First avenue is in unrestricted business use districts; Second avenue is in a business district; and

WHEREAS, the decision of the borough superintendent, re Alt. Applic. 132-42, dated March 27, 1942, reads:

"1. Proposed change of use of building located in a business use district from marble works to garage for more than five cars is contrary to provisions of section 4a and section 21a of the Building Zone Resolution."

WHEREAS, the applicant states the existing building is of Class 3 construction, one story in height, having a frontage 50 ft. and a depth of 100 ft. 11 in.; that it is proposed to convert the occupancy of the existing building, which is used as a marble works (previously granted by the Board) to a garage for more than five (5) motor vehicles and that the building in question is located on the same street between two intersecting streets, upon which there exists a public school; and

WHEREAS, the premises were inspected by a committee of the Board; and

WHEREAS, the Board deemed that it was without power to consider the application because of the presence of the school on the block in view of the provisions of section 7g and in view of section 7g, providing no power to vary a business use district where the prohibition in section 7g applies; and

WHEREAS, after argument, the applicant requested a withdrawal of the application; and

WHEREAS, this application was withdrawn on February 19, 1943; and

WHEREAS, the applicant requested on May 25, 1943, that the application be restored to the calendar, without further argument, for a decision on the merits.

Resolved, that the application be and it hereby is *reopened* and restored to the calendar and that the decision of the borough superintendent, dated March 27, 1942, re Alt. Applic. 132-42, objection 1, be and it hereby is *affirmed* and that the application be and it hereby is *denied*.

APPEAL FROM ADMINISTRATIVE DECISION

86-42-A

APPLICANT—Arnold W. Lederer, for Rose Morizio, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 130, 164 and 72), Borough of Brooklyn.

APPEARANCES—

For Applicant: Arnold W. Lederer.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (86-42-A)

WHEREAS, Arnold W. Lederer, for Rose Morizio, owner, filed on January 27, 1942 an appeal from a decision of the borough superintendent, affecting premises 8202-8226 18th avenue, west side, 70 ft. north of 84th street (Block 6314, Lots 72, 130 and 164), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent dated February 18, 1943 on Alt. Applic. 3303-43, reads:

"4. The construction of a non-fireproof bldg. for garage occupancy exceeding 7,500 sq. ft. is contrary to the Bldg. Code. 4.2.1.

5. Two means of exit having direct egress to the street are required by the Bldg. Code. Sec. 6.1.2.2.2."

and

WHEREAS, the applicant states that the building is one and two stories (24 ft.) in height, 100 ft. 6 in. irregular by 148 ft. 6 in. in area, of Class 3 construction, erected in 1916, located in a business and residence use district and occupied as a public garage for more than five cars on the first floor and dwelling, one family, on the second floor, and proposed to be extended in area, as indicated on application for building zone variance under Cal. 137-26-BZ, which is the subject of a hearing to be held by the Board; and

WHEREAS, the applicant contends that the proposed extension will be connected to the existing garage by an opening protected with fire doors of the automatic type; that the proposed extension will be constructed of brick with roof of steel girders and wood beams covered with plaster board and joints plastered; that the area of the proposed extension is 14,000 sq. ft. and under the Building Code, cannot exceed 7,500 sq. ft. facing one street; the extension, as actually constructed, will face on a legal street and on an open roadway; that this roadway is used by all of the adjoining properties and is open at all times for use of apparatus or services particularly for lots 100 and 103, which have their only access through this roadway; that this roadway cannot be built upon; that if the building is considered as facing on two streets, the Code would permit 12,000 sq. ft. of area; that in view of the excess area, it is proposed to cover the ceiling with ½ inch plaster boards with the joints well plastered and to install such portable fire extinguishing apparatus as may be required; that the existing boiler room will be modernized; that as to Objection 5, adequate exists will be provided to the rear right-of-way and will be kept open during business hours and free from any obstruction; and

MINUTES

WHEREAS, the premises and surrounding area were inspected by a committee of the Board.

Resolved, that the decision of the borough superintendent on Alt. Applic. 3303-43, objection 4, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the building shall not exceed one story in height and shall be protected by a sprinkler system as provided in resolution adopted this day under Cal. 137-26-BZ; as to objection 5, that one means of exit shall be maintained through the existing garage on the adjoining lot and an emergency exit to the private right-of-way, as required under the resolution adopted this day under Cal. 137-26-BZ; that such emergency exit to the right-of-way shall be maintained as long as the private right-of-way is continued; that the ceiling throughout shall be fire-retarded in accordance with the rules of the Board; that in all other respects, the building and occupancy shall comply with all other laws, rules and regulations applicable thereto other than as modified under Cal. 137-26-BZ.

Adjourned: 11:00 A. M.

JOSEPH J. DOYLE, Chief Clerk.

REGULAR MEETING

TUESDAY AFTERNOON, JUNE 15, 1943

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

ZONING CASES

752-29-BZ

APPLICANT—Schreiber, Myers and Buchter, for Bertha Kegel and Anna Cohen, owners.

SUBJECT—Application for consideration—reopening and extension of term of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting partly in a business use and partly in an unrestricted use district, for a term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—8801-8809 Fourth avenue and 402-412 88th street, southeast corner (Block 6065, Lots 6, 9 and 11), Borough of Brooklyn.

APPEARANCES—

For Applicant: Israel S. Schwartz.

For Opposition: Charles S. Vaccaro and Andrew Nicola.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit and time extended.

THE VOTE TO REOPEN AND EXTEND PERMIT AND TIME—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (752-29-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting partly in a business use and partly in an unrestricted use district, for a term of two years, the parking and storage of more than five motor vehicles, affecting premises 8801-8809 Fourth avenue and 402-412 88th street, southeast corner (Block 6065, Lots 6, 9 and 11), Borough of Brooklyn, was granted by the Board on May 6, 1941, on certain conditions, resolution amended on January 27, 1942 and the applicant requested an extension of the permit and time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals does hereby *amend* its resolution adopted May 6, 1941, as modified by resolution adopted by the Board January 27, 1942, only so far as it has reference to the term of the permit and time to obtain permits and complete the work, so that as amended, this portion of the resolution shall read:

“granted under section 7h for a term of six (6) months from the date of this *amended* resolution, to permit the premises to be occupied for the storage and parking of more than five (5) motor vehicles; and that all permits required shall be obtained and all work completed within two (2) months from the date of this *amended* resolution.”

55-41-BZ

APPLICANT—Henry Nordheim, for Havender Realities Inc., owner (Gordon and Ettl, lessees).

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the acting borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a term of two years, the transient parking of more than five motor vehicles.

PREMISES AFFECTED—3551 Bainbridge avenue, west side, 370.45 ft. north of Gunhill road (Block 3328-A, Lot 108), Borough of The Bronx.

APPEARANCES—

For Applicant: Henry Nordheim.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

THE RESOLUTION (55-41-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district for a term of two years, the transient parking of more than five motor vehicles, affecting premises 3551 Bainbridge avenue, west side, 370.45 ft. north of Gunhill road (Block 3328-A, Lot 108), Borough of The Bronx, was granted by the Board on May 20, 1941, on certain conditions and the applicant requested on extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* its resolution adopted May 20, 1941, only so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

“ * * * granted under section 7h for a term of two (2) years from the date of this *amended* resolution . . .

721-42-BZ

APPLICANT—Vitale Della Penna, for Salvatore Lisanti owner.

SUBJECT—Application (decision of the acting borough superintendent) under section 7g of the zoning resolution, to permit in a residence use district, for a term of years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—1538 Purdy street, southeast corner of St. Raymond avenue (Block 3948, Lot 22), Borough of The Bronx.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

MINUTES

THE RESOLUTION (721-42-BZ)

WHEREAS, Vitale Della Penna, for Salvatore Lisanti, owner, filed on October 6, 1942, on application with the Board of Standards and Appeals, from a decision of the acting borough superintendent, affecting premises 1538 Purdy street, southeast corner of St. Raymond avenue (Block 3948, Lot 22), Borough of The Bronx; and

WHEREAS, the applicant failed to complete the papers in this case, although duly notified to do so.

Resolved, that the application be and it hereby is *dismissed* for lack of prosecution.

APPEALS FROM ADMINISTRATIVE DECISIONS

746-42-A

APPLICANT—Rodney M. Ollinger, for Wood-Dolson Company, Inc., owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—241 West 72nd street, north side, 280 ft. 5½ in. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

APPEARANCES—

For Applicant: J. George Jaffe.

ACTION OF BOARD—Laid over to September 14, 1943 at 2 PM at request of applicant.

21-43-A

APPLICANT—Max Hirsch, for Fay E. Weiss, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—237-241 (233 displayed) Westminster road, east side, 300 ft. south of Beverly road (Block 5143, Lot 48), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to June 22, 1943 at 2 P.M. at telephonic request of applicant.

82-43-S

APPLICANT—William J. Minogue, for American Thread Co., Inc., owner.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—260-266 West Broadway, northwest corner of Beach street (Block 212, Lot 56), Borough of Manhattan.

APPEARANCES—

For Applicant: William J. Minogue.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to June 22, 1943 at 2 P.M. for further consideration by the Board.

37-43-A

APPLICANT—William J. Minogue (Irving M. Fenichel Associate Architect), for Unexcelled Manufacturing Co., owner.

SUBJECT—Appeal from an order of the fire commissioner.

PREMISES AFFECTED—1208 Richmond avenue, west side, 400 ft. south of Lisk avenue (Block 1665, Lot 7 and Block 1660, Lot 1), Granitville, Borough of Richmond.

APPEARANCES—

For Applicant: William J. Minogue.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal withdrawn on request of applicant, after discussion.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

516-42-A

APPLICANT—Alexander D. Crosett, for Defense Plant Corporation, owner (Aluminum Plant of America, lessee).

SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—47-19 Grand avenue, entire area bounded by Grand avenue, 56th road, Page place, Maspeth Creek and Newtown Creek, Maspeth, Borough of Queens (Block 2256, Lots 60, 61, 63, 150, 153, 155; Block 2257, Lots 2, 16, 31; Block 2235, Lots 1, 225, 300, 330; Block 2236, Lots 70, 75, 30; Block 2588, Lots 1, 50; Block 2589, Lot 1; Blocks 2591, 2592, 2593, 2594, Lots 1, 34; Block 2590; Lot 1; Block 2595, Lot 1; Block 2596, Lot 1-pt.; Block 2600, Lots 1, 45; Block 2601, Lots 1, 21, 28, 34, 40, 44, 50; Block 2602, Lots 1, 37, 40, 44; Blocks 2603, 2604, 2605 and 2606, Lot 1); Office Building No. 40).

APPEARANCES—

For Applicant: H. G. Hauck and P. Brady.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal reopened, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

517-42-A

APPLICANT—Alexander D. Crossett, for Defense Plant Corporation, owner (Aluminum Plant of America, lessee).

SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—47-19 Grand avenue, entire area bounded by Grand avenue, 56th road, Page place, Maspeth Creek and Newtown Creek, Maspeth, Borough of Queens (Block 2256, Lots 60, 61, 63, 150, 153, 155; Block 2257, Lots 2, 16, 31; Block 2235, Lots 1, 225, 300, 330; Block 2236, Lots 70, 75, 30; Block 2588, Lots 1, 50; Block 2589, Lot 1; Block 2590, Lot 1; Blocks 2591, 2592, 2593, 2594, Lots 1, 34; Block 2595, Lot 1; Block 2596, Lot 1-pt.; Block 2600, Lots 1, 45; Block 2601, Lots 1, 21, 28, 34, 40, 44, 50; Block 2602, Lots 1, 37, 40, 44; Blocks 2603, 2604, 2605, 2606, Lot 1). (Laboratory Building No. 41).

APPEARANCES—

For Applicant: H. G. Hauck and P. Brady.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal reopened, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

518-42-A

APPLICANT—Alexander D. Crossett, for Defense Plant Corporation, owner (Aluminum Plant of America, lessee).

SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from a decision of the borough superintendent.

MINUTES

PREMISES AFFECTED—47-19 Grand avenue, entire area bounded by Grand avenue, 56th road, Page place, Maspeth Creek and Newtown Creek, Maspeth, Borough of Queens (Block 2256, Lots 60, 61, 63, 150, 153, 155; Block 2257, Lots 2, 16, 31; Block 2235, Lots 1, 225, 300, 330; Block 2236, Lots 70, 75, 30; Block 2588, Lots 1, 50; Blocks 2589, 2590, Lot 1; Blocks 2591, 2592, 2593, 2594, Lots 1, 34; Block 2595, Lot 1; Block 2596, Lot 1-pt.; Block 2600, Lots 1, 45; Block 2601, Lots 1, 21, 28, 34, 40, 44, 50; Block 2602, Lots 1, 37, 40, 44; Blocks 2603, 2604, 2605, 2606, Lot 1), (Wash Room Building. No. 48).

APPEARANCES—

For Applicant: H. G. Hauck and P. Brady.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

99-43-A

APPLICANT—Jacob W. Sherman, for Agudus Chasidei Chabad of USA, owner.

SUBJECT—Application for consideration—reopening and restoration to calendar—Appeal from a decision of the borough superintendent (previously withdrawn).

PREMISES AFFECTED—770-774 Eastern parkway, south side, 90 ft. west of Kingston avenue (Block 1271, Lot 31), Borough of Brooklyn.

APPEARANCES—

For Applicant: Jacob W. Sherman.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Appeal reopened, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

697-42-S

APPLICANT—Kollmorgen Optical Corporation (lessee), for United States Government—Navy Department, owner.

SUBJECT—Variation of the labor law as cited in an order and a decision of the fire commissioner.

PREMISES AFFECTED—2-10 Franklin avenue and 92-104 Wallabout street, southwest corner (Block 2261, Lot 9), Borough of Brooklyn.

APPEARANCES—

For Applicant: Edward R. Nelson.

For Administration: Thomas A. Larkin, Fire Dep't.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (697-42-S)

WHEREAS, Kollmorgen Optical Corporation, lessee, for the U. S. Government—Navy Department, owner, filed September 24, 1942 an application for variation of the requirements of the Labor Law as cited in an order and a decision of the fire commissioner, affecting premises 2-10 Franklin avenue and 92-104 Wallabout street, southwest corner (Block 2261, Lot 9), Borough of Brooklyn; and

WHEREAS, Order 8420-LF issued by the fire commissioner dated April 1, 1942 and referred to in a decision of the fire commissioner dated September 11, 1942, reads:

"1. Arrange wire screens on all windows on 1st story so as to be readily movable or removable from

both sides in such a manner as to afford the free and unobstructed use of such windows for the purposes of egress as per Section 272 of the Labor Law.

2. Remove the panic bolts from the two exit doors on the 1st story. Doors must be arranged so that same can be opened from both sides. Section 272 of Labor Law."

and

WHEREAS, the applicant states that the building is four stories (59 ft. 4 in.) in height, 63 ft. 8 in. by 129 ft. 10 in. in area, of Class 1 construction, erected in 1941, located in an unrestricted use district and used and occupied as follows: cellar, boiler room, no persons; 1st floor, machine shop, 50 persons; 2nd floor, office and assembly, 50 persons; 3rd floor, optical manufacturing, 50 persons; 4th floor, assembly department, 25 persons; that the building is equipped with a sprinkler system and interior alarm system and there are two 3 ft. 9 in. wide fireproof stairs leading to roof, one of which leads direct to street and one to the yard with access through yard directly to the street; and

WHEREAS, the applicant states that there are 43 windows on the 1st story affected by item 1 of the fire commissioner's order; that these windows are located approximately 6 ft. above sidewalk level; and

WHEREAS, Certificate of Occupancy 103904 was issued December 22, 1941, permitting the use of the building for factory—50 persons per floor; and

WHEREAS, the applicant contends as to item 1 of the fire commissioner's order, that the 1st story contains vital machinery used for war production of precision optical instruments and is in continuous operation from 7:30 A. M. to 4:00 A. M., except Sunday; that to prevent possible sabotage, the screens on the windows in question have been kept locked; and

WHEREAS, the applicant contends as item 2 of the fire commissioner's order, that the panic bolts on both exit floors leading to the yard are of the type which can be opened by the use of a key from the outside; that the key is kept in the possession of the armed guards at all times and the entire plant is under the supervision of armed guards.

Resolved, that the Board of Standards and Appeals do hereby make a variation in the requirements of the Labor Law, as cited in an order of the fire commissioner of Order 8420-LF, and that the application be and it hereby is granted, as to Objection 1, on condition that the exit from the first story as indicated on plans filed herewith shall be maintained; and as to Objection 2, that no panic bolts shall be installed, except on the two exit doors from first floor to yard, as indicated on such plans; that such panic bolts shall be of an approved type; that the screens and panic bolts shall be continued only for the term of the present emergency; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto and the sprinkler and interior fire alarm system shall remain to the satisfaction of the fire commissioner.

95-43-S

APPLICANT—Matam Corporation, lessee, for Cortland Realty Co., owner.

SUBJECT—Variation of the labor law as cited in an order and a decision of the fire commissioner.

PREMISES AFFECTED—45-17 Pearson street, east side, 150 ft. north of Northern boulevard (Block 84, Lot 11), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: None.

For Administration: Thomas A. Larkin, Fire Dep't.

ACTION OF BOARD—Application dismissed for lack of prosecution.

THE VOTE TO DISMISS—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...
Negative

MINUTES

THE RESOLUTION (95-43-S)

WHEREAS, Matam Corporation, lessee, for Cortland Realty Company, owner, filed March 4, 1943, an application for variation of the requirements of the labor law as cited in an order and a decision of the fire commissioner, affecting premises 45-17 Pearson street, east side, 150 ft. north of Northern boulevard (Block 84, Lot 11), Long Island City, Borough of Queens; and

WHEREAS, Order 9519-LF, issued by the fire commissioner September 18, 1942, reads:

"3. Arrange all doors so same can be opened from both sides. Sec. 272 of the labor law."

and
WHEREAS, the decision of the fire commissioner dated February 8, 1943, reads:

"In response to your letter of January 30th requesting permission to install panic locks on the exit doors of the above mentioned premises, you are advised that your application must be denied for the reason that the provisions of the Labor Law provide that no door leading into or out of a factory may be locked, fastened or bolted during business hours. The Fire Commissioner has no discretion in the matter and modification may be made only through formal application to the Board of Standards and Appeals, Municipal Building, Manhattan."

and
WHEREAS, the applicant states the building is 6 stories (75 ft. 10 in.) in height; 200 ft. by 100 ft. in area at first floor; 100 ft. by 100 ft. at typical floor, of Class 1 construction; erected 1926; located in an unrestricted use district and used and occupied: Cellar, boiler room; first floor, manufacturing shells, 70 persons; second floor, same; third floor, same, 10 persons; fourth floor, same, 7 persons; fifth floor, same, 45 persons; sixth floor, factory and office, 50 persons; that the building is equipped with a sprinkler system, one interior fireproof stairs, 5 ft. 6 in. wide, leading from roof bulkhead directly to the street and one exterior fire escape leading to roof by stair and to grade by ladder with access to street through 25 ft. yard and that the windows on the course of fire escape are fireproof self-closing; and

WHEREAS, the applicant contends that it occupies the entire building for War Production work; that there is an extension to the building in the rear occupied by the Department of Welfare of the City of New York and the doors involved in this application are the doors which lead from the main building to this extension; that there are four doors; that the Fire Department's refusal to permit the installation of panic bolts on the factory side of these doors, that these doors are necessary fire exits for the occupants of both buildings; that the applicant has received an order from the Plant Security Section of the War Department, directing the installation of panic type locks and warning bells on the exit doors leading to the Welfare Building passageway; that the Welfare Building is equipped with adequate means of egress in the event of fire; that the doors in question are on the third, fourth, fifth and sixth floors; and

WHEREAS, the applicant has filed a copy of recommendation of the Plant Security Office of the Second Service Command, U. S. Army, directing the installation of the panic bolts in question; and

WHEREAS, when this case was called for hearing, no appearance was made on behalf of the application.

Resolved, that the application be and it hereby is dismissed for lack of prosecution.

3-43-S

APPLICANT—J. M. Berlinger, for Harlem Savings Bank, owner.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—228 West Broadway, west side, 64 ft. 11-11/12 in. south of North Moore street and 8 North Moore street, south side, 65 ft. 8 in. west of West Broadway (Block 189, Lot 41), Borough of Manhattan.

APPEARANCES—

For Applicant: C. J. Goldman.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioner

Blum and Deputy Chief Gunn..... 3

Negative: Commissioner Savage 1

THE RESOLUTION (213-43-S)

WHEREAS, J. M. Berlinger, for Harlem Savings Bank, owner, filed March 10, 1943, an application for variation of the requirements of the Labor Law, as cited in a decision of the borough superintendent, affecting premises 228 West Broadway, west side, 64 ft. 11-11/12 in. south of North Moore street and 8 North Moore street, and south side of North Moore street, 65 ft. 8 in. west of West Broadway (Block 189, Lot 41), Borough of Manhattan; and

WHEREAS, the decision of the borough superintendent, dated April 29, 1943, on Alt. Applic. 323-43, reads:

"3. Occupancy limitations of Resolution 1288-21 not met. See objections below. Construction indicated to be acceptable to Board of Standards and Appeals in view of previous waivers by the Board.

4. Acceptance of a fire escape as a required means of egress to be acceptable to Board. (Building over 5 stories in height. Sec. 271, Par. 1.)

6. Enclose interior wood stairs from the cellar to the roof with partitions of fire-resisting material and fireproof self-closing doors on all openings, as required by Section 271 of the Labor Law.

7. Provide fireproof, self-closing windows opening to the fire escape on the sixth story of the North Moore street side of premises, as per Section 274 of the Labor Law or arrange occupancy to comply with modifications granted by the Board of Standards and Appeals in resolution 1288-21-S,"

and

WHEREAS, the applicant states that the building is 6 stories (73 ft.) in height, 25 ft. 8 in. in width on West Broadway, 24 ft. 7½ in. in width on North Moore street with a depth of 60 ft. 8 in. and 67 ft. 7 in. irregular, of Class 3 construction, erected in 1892, located in an unrestricted use district and used and occupied as follows: cellar, boiler room and storage, 2 persons; 1st floor, stores, 8 persons; 2nd floor, manufacturing electrical parts, 2 persons; 3rd floor, manufacturing novelty jewelry, 2 persons; 4th floor, factory, 4 persons; 5th floor, salesroom for flavoring extracts, 2 persons; 6th floor, manufacturing leaded glass windows, 10 persons; and proposed to be used and occupied as follows: cellar, same; 1st floor, same; 2nd floor, same; 3rd floor same, 15 persons; 4th floor, printing, 6 persons; 5th floor, same, 3 persons; 6th floor, same, 7 persons; that the building is equipped with one 4 ft. wood stairway leading from top story to street enclosed in partitions constructed of wood lath plastered over 2 in. x 4 in. wood studs and equipped with metal-covered wood doors; that this stairway enclosure is fire-retarded at cellar level; that the building is also equipped with one fire escape at North Moore street front of building leading to roof by gooseneck ladder and to street by counter-balanced ladder and that there are fireproof windows on the course except for the 6th story; and

WHEREAS, Violation 7468-42 was issued for occupying the building for factory in violation of Sections 271 and 274 of the Labor Law, in that the interior wood stairs are not enclosed by fire-resisting partitions, the windows on course of the fire escape on North Moore street on the 6th story are not fireproof and directing that these conditions be remedied, or the occupancy arranged to comply with modi-

MINUTES

fications granted by the Board of Standards and Appeals under resolution in Cal. 1228-21-S; and

WHEREAS, the applicant contends that except for the third story, the occupancy of the building is virtually the same as previously approved and as per the conditions imposed by the Board of Standards and Appeals in previous applications; that the existing physical conditions in the stair hall are better than those existing at the time of action upon appeal 53-32-S, in that the plaster of the stair hall walls has been metal covered from the first story up to and including the third story and all public halls doors are now covered on both sides with metal; that the doors were originally covered with metal on the hall side only; that with reference to the windows to the fire escape on the 6th floor, the occupancy of this floor has been reduced from ten to seven persons; that in view of the foregoing, it is requested that the Board grant permission to occupy the building as now existing.

Resolved, that the Board of Standards and Appeals does hereby make a variation in the requirements of the labor law, as cited in a decision of the borough superintendent, as to Alt. Applic. 323-43, and that the application be and it hereby is granted, as to objections 3, 4, 6 and 7, on condition that a scuttle shall be maintained in the roof within the interior stairway enclosure with a doublerung iron ladder leading thereto; that the number of persons working for a factory throughout the building shall not exceed the legal capacity of the primary means of exit; that the doors to the stairway enclosure shall be kalamein or kalamein type, covered with metal on both sides; that the stair enclosure shall be protected with metal on the inside up to the third floor, including the soffit of the stairway from cellar to street floor; that the shutters on windows opening on interior lot line shall be maintained and closed during non-working hours; that the windows along the course of the fire escape on North Moore street shall be fireproof, self-closing except on the 6th or top story and that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto except as modified by the Board under Cal. 1288-21-S and 1477-21-A.

274-43-A

APPLICANT—Socony-Vacuum Oil Co., Inc., owner.

SUBJECT—Appeal from a decision of the fire commissioner re Packaging of combustible mixtures known as "Bug-a-boo Insect Spray, Sanilac Insect Spray and Mobil Hydraulic Brake Fluid" in one-gallon glass jugs (capacity of glass jugs not in conformity with Administrative Code Specifications).

APPEARANCES—

For Applicant: John J. Manning.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gun... 4
Negative 0

THE RESOLUTION (274-43-A)

WHEREAS, Socony-Vacuum Oil Company, Incorporated, owner, filed on June 4, 1943, an appeal from a decision of the fire commissioner, relating to the packaging of "Bug-a-boo Insect Spray, Sanilac Insect Spray and Mobil Hydraulic Brake Oil," combustible mixtures, in one gallon glass bottles or jugs; and

WHEREAS, the decision of the fire commissioner dated May 14, 1943, Folder No. 22-499, reads:

"Your request of May 6, 1943, regarding the packing of certain of your products in glass, must be denied."

and

WHEREAS, it is proposed to package "Bug-a-boo Insect Spray and Sanilac Insect Spray" in one gallon amber colored glass bottles or jugs manufactured by the Owens-

Illinois Glass Company, fitted with an air tight metal cap with composition lining, as indicated on drawings filed with this appeal; that each bottle or jug will be packed in a strong carton of durable corrugated cardboard and four of these cartons will be packed in a 200 lb. test double corrugated cardboard carton, complying with ICC regulation and that it is proposed to package "Mobil Hydraulic Brake Fluid" in one gallon flint glass bottle or jug manufactured by the Olean Glass Company, fitted with an air tight metal cap with composition lining and packed in a manner similar to that described for the insect sprays; that these products have Certificate of Approval 1095, issued by the fire commissioner; and

WHEREAS, the applicant contends that the War Production Board has prohibited the use of metal containers for the packaging of the products which are the subject of this appeal; that unless the Board grants the variance here requested, the applicant will be precluded from marketing these products in one gallon container in New York City

Resolved, that the decision of the fire commissioner, date May 14, 1943, be and it hereby is modified and that this appeal be and it hereby is granted, to permit for a term of six (6) months, the packaging of Bug-a-boo Insect Spray and Sanilac Insect Spray, subject to Certificate of Approval 1095, issued by the Fire Commissioner, in amber-colored glass bottles of approximately one gallon capacity, as manufactured by the Owens-Illinois Glass Company and Mobil Hydraulic Brake Fluid, subject to Certificate of Approval 1095 issued by the Fire Commissioner, in flint glass bottle of approximately one gallon capacity, as manufactured by the Olean Glass Company, all in accordance with the applicant's proposal; that this variance is for a term of six (6) months pending the action on an application to be filed by the manufacturers of the bottles for general approval by the Board; that the labeling shall be in accordance with the requirements therefor, satisfactory to the Fire Commissioner.

185-37-A

APPLICANT—Ellwyn F. Hayslip, for Marie A. Durkin, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Appeal from a decision of the fire commissioner of buildings.

PREMISES AFFECTED—81-64 Dongan avenue, south side, 31.38 ft. west of Poyer street (Block 1540, Lot 38), Elmhurst, Borough of Queens.

APPEARANCES—

For Applicant: Ellwyn F. Hayslip.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and permit extended.

THE VOTE TO OPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gun...

Negative

THE RESOLUTION (185-37-A)

WHEREAS, this appeal from a decision of the commissioner of buildings, affecting premises 81-64 Dongan avenue, south side, 31.38 ft. west of Poyer street (Block 1540, Lot 38) Elmhurst, Borough of Queens, was granted by the Board on July 13, 1937, on certain conditions, permit extended on June 11, 1940 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals do hereby amend its resolution adopted July 13, 1937, amended through resolution adopted July 11, 1940, only in far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"* * * granted for a term of three (3) years from the date of this amended resolution, permitting the premises under appeal to be occupied as a nursing home for elderly people, on condition * * *"

MINUTES

MATERIAL AND APPLIANCE SUBMITTED FOR APPROVAL

2-40-SM

APPLICANT—The Richmond Fireproof Door Company, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution to include approval of Richmond 3-Hour Metal Clad Fire Wall Door, Lap Type Swinging, Single and in Pairs—Fyrgard C N. Y. C. Three-Metal-Clad Three-Ply Door, previously approved.

APPEARANCES—

For Applicant: G. Swillam.

ACTION OF BOARD—Application reopened and referred to the Committee on Tests.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

2-41-SA

APPLICANT—Spacarb, Incorporated, Owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Spacarb Automatic Carbonator Beverage Dispenser, previously approved.

APPEARANCES—

For Applicant: C. V. D. Pietro and R. J. Castles.

ACTION OF BOARD—Application reopened and referred to the Committee on Tests.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

Adjourned: 3:00 P.M.

JOSEPH J. DOYLE, Chief Clerk.

SPECIAL MEETING

THURSDAY MORNING, JUNE 17, 1943

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

APPEALS FOR ADMINISTRATIVE DECISIONS

2-43-A

APPLICANT—John T. Briggs, for Consolidated Biological Products, Inc., owner (Big Top, Inc., lessee).

SUBJECT—Application for consideration—reopening and amendment of resolution—appeal from a decision of the borough superintendent.

PREMISES AFFECTED—109-131 West 50th street, north side, 235 ft. 6 in. west of Sixth avenue and 110-130 West 51st street (Block 1003, Lot 40), Borough of Manhattan.

APPEARANCES—

For Applicant: John T. Briggs, Philip Freshman and Julius Kuehnle.

For Administration: Fred Dahlem and Charles Bennett, Dep't. of Housing and Buildings and Acting Deputy Chief Michael J. O'Donohue, Fire Dep't.

ACTION OF BOARD—Appeal reopened and resolution amended.

THE VOTE TO REOPEN AND AMEND RESOLUTION—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (114-43-A)

WHEREAS, this appeal from a decision of the borough superintendent, affecting premises 109-131 West 50th street, north side, 235 ft. 6 in. west of Sixth avenue and 110-130 West 51st street (Block 1003, Lot 40), Borough of Manhattan, was granted by the Board on May 11, 1943, on certain conditions resolution amended on May 25, 1943 and the applicant verbally requested a further amendment of the resolution.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of May 11, 1943, as amended by resolution of May 25, 1943, by adding thereto:

"that for ten (10) days from the date of this amended resolution approximately two-thirds of the seatings may be of the individual folding-chair type provided same are constructed of hard wood and provided same are replaced by approved seatings at the end of such time and provided that in all other respects they meet the requirements of Section C26-729.0 of the Code, except as herein permitted as to spacing back to back; that the existing extension of the toilet and office room building may be occupied for dressing rooms for male and female performers, provided the enclosure at the front and the subdividing partitions are made satisfactory to the borough superintendent; that the portion of the top toward the west not constructed of fabric as hereinbefore provide may be continued for fifteen (15) days, provided such canvas is treated with the manufacturer's material meeting the Government's specification CCC-D-746, provided such canvas is also treated on the underneath side with undiluted Firepel, such Firepel to be applied within twenty-four hours from the date of this amended resolution; and that the flaps around the ventilation area at the top of wall shall be entirely removed."

Adjourned 12:25 P.M.

JOSEPH J. DOYLE, Chief Clerk.

THE BUILDING LAWS

Now on Sale

THE VARIOUS BUILDING LAWS OF THE CITY OF NEW YORK ARE NOW published in FOUR SEPARATE VOLUMES, consisting of matters affecting or relating to the construction, maintenance, alteration, demolition removal of structures and buildings in the City of New York; including excerpts from the STATE LABOR LAW, PLUMBING CODE, ELEVATOR RULES, THE NEW YORK CITY CHARTER, the complete BUILDING DEPARTMENT OF THE CITY OF NEW YORK; the MULTIPLE DWELLING LAW, the STATE PLASTERING LAW, various local laws, and building and construction rules and regulations adopted by various City and State agencies. These volumes are now ON SALE at the office of the Supervisor of the City Record, ROOM 2213, MUNICIPAL BUILDING, MANHATTAN, NEW YORK CITY. The price for the complete set of four volumes is \$4 (\$4.10 by mail), single volumes each containing certain parts of the above described legislation, \$1 (by mail \$1.10).

RULES

RULES FOR LIQUEFIERS USED TO CONVERT SOLID CARBON DIOXIDE TO A LIQUID AND/OR A GAS, IN ACCORDANCE WITH THE PROVISIONS OF SECTION C 19-94.0 OF THE ADMINISTRATIVE CODE

ADOPTED BY THE BOARD OF STANDARDS AND APPEALS JUNE 26, 1936.
EFFECTIVE, JULY 27, 1936.

(262-35-SR)

Authority:

Pursuant to the authority vested in the Board of Standards and Appeals by Section 666 of the New York City Charter, for the carrying into effect the provisions of section C 19-94.0 of the Administrative Code.

Rule 1. Certificate of Approval.

A certificate of Approval shall be obtained by the manufacturer from the Fire Chief and Commissioner for each type of liquefier or converter to be used for the conversion of solid carbon dioxide to liquid carbon dioxide as in full compliance with these Rules. A Certificate of Approval shall also be obtained from the Fire Chief and Commissioner for each system used to convert solid carbon dioxide to liquid carbon dioxide for filling portable cylinders or other containers as in full compliance with these Rules.

Rule 2. Certificate of Fitness.

A Certificate of Fitness shall be obtained from the Fire Chief and Commissioner for each operator of a liquefier system used to convert solid carbon dioxide to liquid carbon dioxide for filling portable cylinders or other containers.

Rule 3. Inspection Test Report.

A disinterested inspection service, approved by the Fire Chief and Commissioner, shall inspect all material and workmanship of all liquefiers at the place of manufacture and shall verify compliance with these Rules, witness all tests and shall furnish the Fire Chief and Commissioner with a test report as follows:

- A. Test reports for liquefiers, other than redesigned portable cylinders, shall show all information called for in paragraph 23, I. C. C. Specification 3A, except as follows:
 1. "Marks stamped into shoulder of cylinder." This shall be as per Rule "11 Marking" hereinafter specified. Actual markings shall be shown on test report.
 2. "Record of hydrostatic tests." This shall be as per Rule "9 Testing" hereinafter specified.
 3. Statement shall be furnished that liquefier covered in said test report comply with these Rules, and Certificate of Approval Number for the type of liquefier covered in said test report.
- B. Test report for converted portable cylinders for liquefier use shall show for each converted cylinder the following:
 1. Liquefier Serial Number.
 2. Original number of cylinder used for conversion.
 3. Original ownership initials of cylinders used for conversion.
 4. Original I. C. C. marking of cylinder used for conversion.
 5. Original manufacturing test date of cylinder used for conversion, and name of original manufacturer.
 6. Test pressure applied to cylinder before conversion.
 7. Total expansion obtained on cylinder before conversion.
 8. Permanent expansion obtained on cylinder before conversion.
 9. Per cent expansion obtained on cylinder before conversion.

10. Elastic expansion obtained on cylinder before conversion.
11. Outside diameter and length of cylinder before conversion.
12. A statement that the above cylinders before conversion into liquefiers were tested in a water jacket in accordance with these Rules and I. C. C. Regulations and the results appear above.
13. A statement that the top thickness, opening for cover plate and distance across the corner where the side wall meets the bottom and at 45° to the side wall, was measured and the dimensions were found to conform with Rule 6, F. G. H. and I.
14. A statement that after assembly each liquefier was given an open hydrostatic test to 3,000 lbs. and this pressure was held for at least two minutes without showing a pressure recession of more than 75 lbs.
15. The liquefier was marked as follows: (See Rule "11 Marking" for requirements.)
16. A statement that these liquefiers conform to these rules, and that the type of liquefier has been approved under New York City Fire Department Certificate of Approval Number.....

Rule 4. Construction Other Than Screw Thread Type.

New liquefiers designed for the purpose of converting solid CO² to liquid CO² shall be constructed of seamless drawn steel in accordance with Specifications of I. C. C. governing cylinders for CO². Closure devices other than screw thread type shall conform with the following:

- A. The minimum wall thickness for a test pressure of 3,000 lbs. per sq. in. shall be in accordance with the following formula:

$$t = \frac{OD \times P \times .43}{S}$$

Where OD = Outside diameter of container.

t = Wall thickness.

P = 3,000 lbs. PSI.

S = Minimum yield point of hard steel (not to be figured in excess of 50,000 lbs.)

- B. The "Top" is defined as that portion of the liquefier in which the closure device is installed and where the ice is introduced.
 - C. The minimum thickness of the top before machining shall be at least 3½ times the wall thickness.
 - D. The minimum thickness of the top after machining shall be at least 3 times the wall thickness.
 - E. The minimum distance from edge of the hole or chaped for the closure device to the outside of wall shall be 4½ times the wall thickness.
 - F. The maximum width of the machined seat shall not be more than 1½ times the wall thickness.
 - G. The outside radius connecting the top of the liquefier to its side wall shall not be more than 1½ times the wall thickness.
 - H. The inside radius connecting the side wall to the bottom before machining, shall not be less than 2½ times the wall thickness.
- In lieu of the requirements as set forth in C to inclusive above:
The top portion of the liquefier including closure plate

RULES

shall be designed with a factor of safety of not less than two at a test pressure of 3,000 lbs. per sq. inch. The design shall be proven by a test to destruction for each type of liquefier before a certificate of approval shall have been issued.

A large fillet shall be provided in the corner of the machined seat where it meets the inside radius.

Rule 5. Construction Screw Thread Type.

New Liquefiers designed for the purpose of converting liquid CO² to liquid CO² shall be constructed of seamless drawn steel in accordance with specifications of I. C. C. governing cylinders for CO². Closure device of the screw thread type shall conform with the following:

The minimum wall thickness for a test pressure of 3,000 lbs. per sq. in. shall be in accordance with the following formula:

$$t = \frac{OD \times P \times .43}{S}$$

Where OD=Outside diameter of container.

t = Wall thickness.

P = 3,000 lbs. PSI.

S = Minimum yield point of hard steel (not to be figured in excess of 50,000 lbs.).

The thread of the device shall be designed with a factor of safety of not less than 4 at a test pressure of 3,000 lbs. per sq. in. and the wall thickness after cutting thread shall not be less than that specified in Rule 5-A above.

Rule 6. Conversion of Portable Cylinders for Liquefier Use.

Seamless portable cylinders made to I. C. C. Specification 3 or 3A for oxygen or carbon dioxide and originally designed and used for the transportation of compressed or liquefied gases shall be acceptable for alteration or conversion into carbon dioxide liquefiers only under the following conditions:

Cylinders which have been in a fire shall not be used for conversion into liquefiers until they have been properly heat treated and retested as specified in paragraph 423, of the I. C. C. Regulations.

Cylinders which show surface dents, or which fail to give a clear ring on being struck with a hammer, shall not be used for conversion into liquefiers.

Before conversion into liquefiers, each cylinder shall be submitted to a hydrostatic test of 3,000 lbs. pressure in a water jacket under the conditions specified in paragraph 424 of the I. C. C. Regulations and the total and permanent expansion shall be recorded. A cylinder shall be condemned when it leaks or when the permanent expansion exceeds 10 per cent of the total expansion.

If in the hydrostatic test in the water jacket the net elastic expansion (total expansion less permanent expansion) at 3,000 lbs. exceeds the allowable limit given in the following table for the type of cylinder involved, such cylinder shall not be used for conversion into a liquefier. If the cubic capacity of a cylinder to be tested varies from the standard capacity given in the table for that type, then the allowable limit of elastic expansion will be varied in the same proportion.

TABLE I.

Type	Cubic Capacity	Elastic Expansion Allowable Limit
ft. oxygen	2,660 cu. in.	170 c.c.
ft. oxygen	2,660 cu. in.	170 c.c.
lbs. CO ²	2,360 cu. in.	150 c.c.

E. No cylinders designed and used for a portable container shall have the thickness of the side wall reduced by any cutting of threads in the process of conversion into a liquefier, except as specified in Rule "5-B Construction Screw Thread Type."

F. If the closure is formed by using a portion of the former bottom as a seat, this shall only be permissible if the dimensions of the liquefier conform to those shown in the Tables II, III and IV.

TABLE II.

Type	Minimum Bottom Thickness
220 ft. oxygen.....	.66 in.
200 ft. oxygen.....	.66 in.
50 lbs. CO ²	.66 in.

TABLE III.

Type	Maximum Opening Permitted
220 ft. oxygen.....	6 1/8 in. x 7 1/8 in.
200 ft. oxygen.....	6 1/8 in. x 7 1/8 in.
50 lbs. CO ²	5 3/4 in. x 6 3/4 in.

TABLE IV.

Type	Minimum Thickness across corner at Point where the outside of the side wall meets the inside radius of bottom and at 45° to side wall.
220 ft. oxygen.....	5/8 in.
200 ft. oxygen.....	5/8 in.
50 lbs. CO ²	5/8 in.

G. The maximum width of the machined seat for the gasket of liquefier shall be 5/16 in., and the inside radius connecting this seat to the side wall of the cylinder shall not be less than 1/8 in.

H. The minimum thickness of closure plate shall be 5 times the wall thickness of the cylinder. The closure plate shall be of a good grade of billet steel. Castings not permitted.

I. Before conversion into a liquefier, the cylinder shall meet a new hydrostatic test at the pressure at which such cylinder was originally tested, provided, however, that no cylinder shall be converted unless for its original use it was tested to 3,000 lbs. pressure. Such new test shall be in a water jacket before conversion into a liquefier.

Rule 7. Spuds.

Spuds for chain connections or for reinforcing valve or pipe connections of not over 3/4 in. pipe size shall be welded before heat treatment at place of manufacture of the liquefier.

Rule 8. Safety Devices.

Each liquefier shall be provided with two safety devices of frangible disc type attached to the liquefier at a point not lower than 6 inches from the top. The cross section area of the discharge channel, or channels (of the safety device, or devices) shall be at least .006 sq. in. for each 25 lbs. of liquefier water capacity and .00024 sq. in. additional for each additional pound of water capacity. Safety devices having two or more outlets shall be so constructed that these outlets will have a combined total area of not less than one and one-half times that prescribed for the safety discharge channel. The frangible disc of the safety devices shall be designed to release at a pressure of not more than 2,000 lbs. per sq. in.

RULES

Rule 9. Testing.

Each liquefier after assembly shall be tested hydrostatically by an approved independent testing agency for not less than two minutes to a pressure of 3,000 lbs. per sq. in. without showing a pressure recession of more than 75 lbs. per sq. in. The inspection service shall file a satisfactory record on test report stating that the liquefier passed the above required test.

Rule 10. Quinquennial Test.

Liquefiers used for any purpose shall be retested at least every five years to a pressure of 3,000 lbs. per sq. in. in the same manner and under the same requirements as at the time and place of manufacture and the date of retest shall be stamped thereon.

Rule 11. Marking.

Each liquefier shall bear marking as follows:

- A. Name of owner.
- B. Serial number.
- C. Name or trade mark of manufacturer.
- D. Date of manufacture.
- E. Test pressure.
- F. Inspection service mark.
- G. Maximum filling charge based on filling to not more than 68 per cent of the water content by weight.

Rule 12. Filling.

Each liquefier shall be placed and used in a vertical position with filling effected while liquefier is properly secured.

Rule 13. Maximum Charge.

Liquefiers shall not be filled with solid carbon dioxide in excess of 150 lbs. not in excess of 68 per cent by weight of the water capacity of the liquefier.

Rule 14. Use of CO² Systems and Liquefiers.

- A. Carbon dioxide liquefier converting systems for filling portable cylinders shall not be used in any building occupied in whole or in part as a residence or as a multiple dwelling, or as place of public assembly, or in a building not used exclusively for manufacturing purposes.
- B. Except in buildings used exclusively for the manufacture of carbon dioxide or other compressed gases, not more than 8 liquefiers of a maximum combined capacity of 1,200 lbs. of carbon dioxide shall be headed in a battery and not more than one such battery shall be permitted in a building.
- C. Liquefiers may be manifolded only by the use of extra heavy steel or wrought iron pipe, or extra heavy seamless copper or brass tubing, of not larger than $\frac{3}{4}$ in. I. P. S. Fittings shall be high pressure forged steel or extra heavy bronze hydraulic type.
- D. Each manifold shall be protected by a frangible disc safety device of the same size and type as those prescribed for the liquefier, and designed to release at a pressure of not more than 2,000 lbs. per sq. in. In addition, the liquid manifold shall be protected by a spring safety valve so set as to relieve the pressure at not more than 1,600 lbs. per sq. in.

- E. When carbon dioxide gas is conducted through pressure reducing valve between liquefier and point of use the use of a heater will be permitted, but said heater shall be so arranged that heat may be applied indirectly. This heater shall consist of a coil immersed in water. The source of heat shall then be applied to the water but not directly to the coil.

Rule 15. Test of Piping.

Each liquefier or battery of liquefiers to be used for the filling of portable cylinders or other containers with liquid carbon dioxide and all the piping connected thereto shall be hydrostatically tested in the presence of the representatives of the Fire Chief and Commissioner before the solid carbon dioxide is first put into the system. A hydrostatic pressure of 2,400 lbs. per sq. in. shall be maintained for fifteen minutes, released for five minutes, and again applied for a period of fifteen minutes without any visible leak or reduction of pressure. This test shall be repeated at least every five years.

Rule 16. Approval Systems for Filling Portable Cylinders.

Each liquefier or battery of liquefiers used for filling portable cylinders or other containers, shall be permanently labeled or marked showing the Fire Department Certificate of Approval Number together with date of last test.

Rule 17. Acceleration.

Defrosting or acceleration of liquefaction, shall be by use of water only, the water shall be of a temperature not above 85° Fahrenheit.

Rule 18. CO² Portable Cylinders.

- A. Portable cylinders or other containers to be filled with liquid carbon dioxide shall be constructed and marked in accordance with the Specifications of the Interstate Commerce Commission for carbon dioxide cylinders and shall have been tested within intervals of not more than five years as evidenced by official marking. Cylinders not so constructed and marked shall not be filled with carbon dioxide.
- B. The maximum filling of liquid carbon dioxide, with one pound allowable variation in each cylinder, shall not be over 20 lbs. for standard cylinders $5\frac{1}{2}$ in. in diameter by 51 in. long, nor over 50 lbs. for standard cylinder $8\frac{1}{2}$ in. in diameter by 51 in. long and larger. No cylinder shall be filled with carbon dioxide to more than 68 per cent of the water capacity, by weight, of the cylinder.
- C. The amount of liquid carbon dioxide charged into portable cylinders or other containers shall be determined by weight by use of a dial scale having a movable indicator, and this weight shall also be checked after disconnecting from the charging line.

Rule 19. Existing Installations.

Liquefiers or converters to which these rules and regulations cannot be applied, may be maintained and operated if approved by the Board of Standards and Appeals, under such conditions as are deemed necessary in the interest of public safety.

FORMS FOR NOTICE TO PROPERTY OWNERS

Applicants, under the building zone resolution, are entitled to one copy of Form 7NO.

If they desire additional copies, for their own convenience in notifying property owners, they may obtain such

copies at the office of the Board of Standards and Appeals, Room 1018, Municipal Building, Manhattan, at three cents each—postage to be added if the forms are forwarded by mail.

BULLETIN

OF THE

BOARD OF STANDARDS AND APPEALS

CITY OF NEW YORK

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No. 26

DIRECTORY

BOARD OF STANDARDS AND APPEALS

HARRIS H. MURDOCK, Chairman

BERNARD A. SAVAGE

CHARLES M. BLUM

CHIEF JOHN E. GUNN

JOSEPH J. DOYLE, Chief Clerk

OFFICE—Municipal Building, Rooms 1000 to 1018.

TELEPHONE—WOrth 2-5600.

OFFICE HOURS FOR PUBLIC—9 a. m. to 4 p. m.
Saturdays 9 a. m. to 12 noon.

Address all communications to the Chairman

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282-43-S, 306-38-A, 778-39-A, 720-42-A, 60-43-S, 121-
43-A, 241-43-S, 244-43-A, 258-43-A, 260-43-A, 266-43-A,
275-43-A, 289-43-S, 258-37-A, 1041-40-SM, and 907-
42-SM.

Correction Affecting Calendar Number 239-43-A.

COURT DECISIONS

In the Matter of Breuel v. Rohan—The premises are located at 672 and 673 Edgecomb Avenue, Manhattan. The owner of 672 Edgecomb Avenue had constructed a retaining wall on the side line of his lot and the lot was filled to street grade, whereas the lot at 673 Edgecomb Avenue, adjoining, is below street grade. When, in the opinion of the inspector, the retaining wall had deteriorated so as to be unsafe, violations were served on both owners. Criminal proceedings were dismissed against both owners. Thereupon, new violations were placed against both premises and separate actions instituted by the city to recover penalties. These actions are pending. On January 16, 1943, the Borough Superintendent served orders both on the owner of 672 and 673 Edgecomb Avenue to rebuild and repair all defective parts of the wall. The owner of 673 Edgecomb Avenue brought an action for declaratory judgment to compel the owner of 672 Edgecomb Avenue, who originally caused the wall to be built, to remove the encroachment and to direct the City of New York to remove existing violations and to desist from placing future violations against the plaintiff (owner of 673 Edgecomb Avenue) by reason of such wall. No appeal to the Board of Standards and Appeals was taken from the order of the Borough Superintendent. Mr. Justice Miller at Special Term, Supreme Court, denied relief to the plaintiff on the ground that she had failed to exhaust her remedy by appeal to the Board, as provided in Section 666 of the New York City Charter (Towers Management Corporation vs. Thatcher, 271 N. Y. 94), (New York Law Journal, May 22, 1943, page 2009).

In the Matter of Eva Rosenbush—On February 8, 1938, the Board denied an application, under section 21 of the building zone resolution, for the erection and maintenance of a gasoline station in a business use district; premises 110-02 to 110-18 Astoria Boulevard and 32-03 - 110th St., Corona, Borough of Queens.

On June 8, 1943, at Special Term, Part 1, of the Supreme Court, Mr. Justice Wilson granted on default motion to dismiss certiorari and affirm the determination of the Board of Standards and Appeals.

PLANNING COMMISSION DECIDES NOT TO CHANGE PRESENT ZONING OF GRAND CONCOURSE.

Two applications were recently before the Planning Commission to re-zone from residence use to local business use the section of the Grand Concourse south of Fordham Road, between 180th and 184th Streets, Borough of The Bronx.

In its unfavorable reports, which were adopted June 16, 1943 (CP-2846 and CP-2937), the Commission stated, in part, as follows:

"(CP-2846)"

"The Grand Concourse in the Borough of The Bronx was projected as an outstanding artery of the boulevard type and there has been a strong effort to maintain it as such. To this end, commercial traffic is prohibited on the main roadways and restricted on the service roadways. The original zoning of the Grand Concourse was almost exclusively residential and the prevailing modern development along the Concourse consists of five- and six-story apartment buildings limited strictly to residence use. However, there have been five principal types of exceptions. Among these

(Continued on Page 560.)

CALENDAR

DOCKET

New Cases Filed up to June 22, 1943.

- | <i>Cal. No.</i> | <i>Dept.</i> | <i>Premises Affected.</i> |
|-----------------|--------------|--|
| 295-43-SM | | Model Paper Box Co., Inc., Cardboard Container for Motion Picture Film, manufactured by Model Paper Box Co., Inc., Material. |
| 296-43-A | H.B.M. | 336 Greenwich street, west side, 26 ft. 5 in. north of Jay street (Block 182, Lot 16), Borough of Manhattan, Alt. 3107-40. |
| 297-43-A | H.B.M. | 356 Greenwich street, west side, 75 ft. 10 in. south of Franklin street (Block 183, Lot 14), Borough of Manhattan, Alt. 3192-40. |
| 298-43-S | H.B.Bx. | 2084 Boston road, and 2061 Bronx street, west side, 142.23 ft. north of East 179th street (Block 3140, Lot 7), Borough of The Bronx, Amendment to Alt. 143-43. |
| 299-43-A | F.D. | 145-165 Wolcott street, south side, 125 ft. west of Conover street (Block 574, Lot 12), Borough of Brooklyn, 94929-L.C. |
| 300-43-BZ | H.B.Q. | 107-33 154th street, east side, 251.47 ft. north of 108th avenue (Block 10133, Lots 11 and 12), Jamaica, Borough of Queens, N.B. 317-42. |
| 301-42-BZ | H.B.Q. | 51-24 to 51-26 Roosevelt avenue, south side, 69 ft. west of 52nd street (Block 1320, Lot 27), Woodside, Borough of Queens, A-692-43. |
| 302-43-A | H.B.Q. | 48-20 30th street, northeast corner of Hunterspoint avenue (Block 115, Lot 201), Long Island City, Borough of Queens, Misc. 1542-43. |
| 303-43-A | H.B.R. | 478 Bay street and 21-23 Congress street, northwest corner (Block 509, Lot 8), Stapleton, Borough of Richmond, B.N. 144-43. |
| 304-43-SM | | Sargent Fire Exit Bolt, No. J-5344-L, Victory Model, manufactured by Sargent and Company, Material. |
| 305-43-A | H.B.Q. | 5-39 48th avenue, north side, 200 ft. west of Vernon avenue (Block 30, Lot 9), Long Island City, Borough of Queens, Alt. 1471-42. |
| 306-43-S | H.B.M. | 645 West 44th street, northeast corner of 12th avenue (Block 1092, part of Lot 7), Borough of Manhattan, Decision. |

Restored to Calendar.

- 490-37-BZ—H.B.M.—246 Nagle avenue, southwest corner of West 204th street (Block 2218, Lot 25), Borough of Manhattan, Decision re Certificate of Occupancy.
- 94-19-BZ—H.B.B.—2122-2128 Bergen street and 1776 Eastern parkway, southeast corner (Block 1455, Lot 24), Borough of Brooklyn, Alt. 1317-43.
- 778-39-A—H.B.B.—130-142 Green street, south side, 263 ft. 7½ in. west of Manhattan avenue and 135-137 Huron street (Block 2522, Lots 22, 24, 29 and 59), Borough of Brooklyn, Alt. 1560-43.

720-42-A—F.D. and H.B.B.—92-96 Clifton place, south side, 175 ft. west of Classon avenue (Block 1952, Lots 25, 26 and 27), Borough of Brooklyn, Sprinkler Application, Order 8985-L.F. and Decision.

306-38-A—H.B.B.—1602 Avenue J, southeast corner of East 16th street (Block 6718, Lot 1), Borough of Brooklyn, Alt. 1718-43.

DESIGNATIONS: H.B.—Department of Housing and Buildings; H.B.B.—Department of Housing and Buildings, Brooklyn; H.B.M.—Department of Housing and Buildings, Manhattan; H.B.Q.—Department of Housing and Buildings, Queens; H.B.R.—Department of Housing and Buildings, Richmond; H.B.Bx.—Department of Housing and Buildings, Bronx; H.D.—Health Department, and F.D.—Fire Department.

RULES

	Last Publication in Bulletin
Blended Cements, Rules for Testing and Use of	Nov. 24, 1942—Vol. 27, No. 4
Carbon Dioxide Liquefier, Rules ..	June 22, 1943—Vol. 28, No. 2
Certificates of Occupancy, approved form	Nov. 25, 1941—Vol. 26, No. 4
Concrete Flat Slabs, Rules	July 13, 1937—Vol. 22, No. 28
Concrete Masonry Units, Rules for Manufacture, Testing and Use of	June 24, 1941—Vol. 26, No. 29
Concrete Rules (Hydrated Lime) ..	Aug. 3, 1937—Vol. 22, No. 31
Elevator Rules	Mar. 3, 1936—Vol. 21, No. 9
Exit Rules (Revolving Doors)	June 15, 1937—Vol. 22, No. 24
Factory Exit Rules	Feb. 2, 1943—Vol. 28, No. 1
Fire Alarm Rules (Interior)	June 8, 1943—Vol. 28, No. 2
Fire Drill Rules	May 25, 1943—Vol. 28, No. 2
Fire-resistant, Flameproof Materials, etc., Rules for Testing of	June 1, 1943—Vol. 28, No. 2
Fire Retarding Rules for Garages, etc.	Dec. 16, 1941—Vol. 26, No. 50
Fireproof Wood, Testing of	Apr. 13, 1937—Vol. 22, No. 19
Frame Garages, Ruling for	Jan. 21, 1919—Vol. 4, No. 3
Fusion Welding and Gas Cutting Rules	Apr. 27, 1943—Vol. 28, No. 17
Gas Shut-Off Rules	Apr. 7, 1925—Vol. 10, No. 14
Hatchway Protection	June 5, 1928—Vol. 13, No. 23
Insulating Fibre Board Rules	Mar. 23, 1943—Vol. 28, No. 11
Oil Burner Rules	Sept. 1, 1942—Vol. 27, No. 32
Opening Protective Assemblies, Rules for Inspection of	July 28, 1942—Vol. 27, No. 30
Paint, Varnish and Lacquer Spraying Rules	Sept. 8, 1942—Vol. 27, No. 36
Platform Trucks, Specifications for ..	Nov. 24, 1936—Vol. 21, No. 47
Plumbing Rules	Aug. 3, 1937—Vol. 22, No. 31
Plumbing Rules (Submerged Inlets; Protective Methods to Prevent Contamination of Water Supply) ..	Dec. 15, 1942—Vol. 27, No. 50
Procedure, Rules of	Sept. 7, 1937—Vol. 22, No. 36
Refrigerating Systems, Extract A.C. ..	Aug. 26, 1941—Vol. 26, No. 34
Smoking in Factories, Rules for	June 1, 1943—Vol. 28, No. 2
Sprinkler Rules	June 29, 1937—Vol. 22, No. 26
Standpipe Fireline Rules	June 8, 1937—Vol. 22, No. 23
Structural Alterations, Reporting ..	June 7, 1932—Vol. 17, No. 23
Tank Trucks, Fuel Oil, etc.	Nov. 24, 1936—Vol. 21, No. 47
Tank Trucks, Gasoline, etc.	Nov. 24, 1936—Vol. 21, No. 47
Wire Glass Rules (Amendment to Rule 505 of Industrial Code) ...	Apr. 10, 1923—Vol. 8, No. 11

Approved appliances and materials are printed in the Supplement to the Bulletin of June 8, 1943, Vol 28 No. 23A.

JUNE 29, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing Tuesday morning June 29, 1943, at 10 o'clock in Room 1013 Municipal Building, Manhattan, on the following matters

Zoning Applications.

31-43-BZ—Application, January 19, 1943, under section 7c of the zoning resolution, of William V. McDevit, applicant, on behalf of Socony-Vacuum Oil Company, Incorporated, owner, to permit in a business use district, the alteration and extension of an existing gasoline service station, to be used as gasoline service station, office, lubritorium and

CALENDAR

to laundry; premises 76-88 Grand street extension and 7-283 South 3rd street, southeast corner (Block 2422, Lots 34 and 35), Borough of Brooklyn.

43-BZ—Application, February 26, 1943, under section 7b of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Genevieve Marchione, owner, permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 575-587 East New York avenue, north side, 134 ft. 6 in. west of Kingston avenue (Block 1332, Lots 51 and 54), Borough of Brooklyn.

3-37-BZ—Application of Herman Kron, applicant, on behalf of Mutual Life Insurance Company of New York, owner (Williams Auto Auction Sales, Inc., lessee), reopened December 15, 1942, under section 7h of the zoning resolution, to permit in a business use district, for a term of two years, the parking and storage of more than five motor vehicles (previously granted by the board for a temporary period); premises 158-176 Columbus avenue, 101 West 67th street and 100 West 68th street (Block 1139, part of Lot 24), Borough of Manhattan.

43-BZ—Application, April 22, 1943, under section 7i of the zoning resolution, of Irving B. Vigdor, applicant, on behalf of Max Aronson, owner (Julius Siegel, lessee), permit in a business use district, the conversion of occupancy of an existing building to a motor vehicle repair shop; premises 1677 Jerome avenue, west side, 10 ft. north of Featherbed lane (Block 2861, Lot 34), Borough of The Bronx.

HARRIS H. MURDOCK, *Chairman.*

JUNE 29, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, June 29, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Appeals from Administrative Decisions

43-S—29-31 Vandewater street, north side, 161 ft. 6 in. west of Pearl street (Block 114, Lot 35), Borough of Manhattan.

42-A—45 Roebling street, southeast corner of North street (Block 2314, Lot 5), Borough of Brooklyn.

42-A—255 Jackson avenue, west side, 20 ft. north of East 138th street (Block 2567, Lot 30), Borough of The Bronx.

43-A—108 Provost street, east side, 50 ft. south of Reman street (Block 2515, Lot 1), Borough of Brooklyn.

43-A—36-42 Myrtle avenue and 348-354 Pearl street, southwest corner (Block 145, Lot 18), Borough of Brooklyn.

43-A—3670-3674 Third avenue, east side, 92.44 ft. north of East 170th street (Block 2925, Lot 29), Borough of The Bronx (reopened May 18, 1943).

43-A—168-186 Seventh street, south side, 100 ft. north of Third avenue and 125-143 Eighth street (Third street); (Block 996, Lots 21-28), Borough of Brooklyn.

43-A—35 Great Jones street, south side, 180 ft. east of Lafayette street (basement, 1st, 3rd and 7th floors); (Block 530, Lot 24), Borough of Manhattan.

43-A—120-126 Sutton street, east side, 180 ft. south of Norman avenue (Block 2659, Lot 16), Borough of Brooklyn.

252-43-A—80-84 Sedgwick street, south side, 175 ft. west of Columbia street (Block 318, Lots 19 and 24), Borough of Brooklyn.

256-43-A—40-33 23rd street, east side, 100 ft. north of 41st avenue (Block 408, Lot 9), Long Island City, Borough of Queens.

259-43-A—22-48 Steinway street, west side, 372.91 ft. north of 23rd avenue (Block 805, Lot 9), Long Island City, Borough of Queens.

267-43-A—Re packaging of combustible mixture, known as "Neptune Waterproof Belt Cement," in one-quart and one-pint glass bottles (capacity of glass bottles not in conformity with Administrative Code Specifications).

290-43-A—517-525 Union avenue, west side, 47 ft. south of Withers street (Block 2315, Lot 14), Borough of Brooklyn.

307-43-S—43-22 to 43-46 Queens street, west side, 200 ft. south of Jackson avenue and 43-17 to 43-37 Dutch Kills street (Block 266, Lot 3), Long Island City, Borough of Queens.

185-43-A—330 Greenwich street, west side, 25 ft. south of Jay street (Block 142, Lot 16), Borough of Manhattan.

284-43-S—699-701 East 135th street, north side, 200 ft. east of Southern boulevard (Block 2564, Lot 67), Borough of The Bronx.

248-43-A—1407-1423 McDonald avenue, east side, 60 ft. south of Avenue L (Block 6537, Lots 1, 7, 11 and 12), Borough of Brooklyn.

Materials for Approval.

1041-40-SM—Olsen Gypsum Lath Spring Wire Clips, PC, MC, PS and Corner Clips (reopened April 13, 1943 re amendment to resolution of December 17, 1940 to include the approval of these clips with an additional designation in non-bearing studless partitions).

482-39-SM—Oriental Exterior Stucco, also known as Samson Exterior Stucco.

492-40-SM—Fyrgard C N. Y. C. Three-Hour Metal-Clad Three-Ply Metal Door (reopened June 15, 1943, re amendment to resolution to include approval as to additional door of Lap Type).

HARRIS H. MURDOCK, *Chairman.*

JULY 13, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning, July 13, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matters:

Zoning Applications.

97-43-BZ—Application, March 5, 1943, under section 7c of the zoning resolution, of George H. Cohn, applicant, on behalf of Crew Levick Corporation, owner (Morris Smith, lessee), to permit partly in a business use and partly in a residence use district, the extension of an existing gasoline service station and also the inclusion of the use of parking and storage of more than five motor vehicles; premises 1775-1785 59th street and 5814-5824 18th avenue, northwest corner (Block 5504, Lots 43 and 45), Borough of Brooklyn.

10-43-BZ—Application, January 5, 1943, under section 7h of the zoning resolution, of William A. Eckert, applicant, on behalf of Estate of Annie Gibney, owner (Title Guarantee and Trust Company, Administrator); (Maple Grove Parking Co., Inc., lessee), to permit partly in a business use and partly in a residence use district, for a term of two years, the parking and storage of more than five motor vehicles; premises 137-52 to 137-70 Queens boulevard and the west side of 85th avenue, between

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Queens boulevard and 137th street (Block 9650, Lot 31), Jamaica, Borough of Queens.

1481-22-BZ—Application of A.S.G. Construction Corporation, applicant and owner, reopened June 8, 1943, under section 21 of the zoning resolution, to permit in a residence use district, for an additional term of five years, the continuance of the maintenance of a restaurant on the first story of an existing building (previously granted by the Board for a term of five years); premises 8502-8518 Fourth avenue, southwest corner of 85th street (Block 6034, Lot 41), Borough of Brooklyn.

227-43-BZ—Application, May 14, 1943, under sections 7a, 7c and 21 of the zoning resolution, of Jeffroy J. Lewin, applicant, on behalf of Long Island City Savings Bank, owner, to permit in a residence use district, the conversion of occupancy of an existing building occupied as a garage for more than five motor vehicles to a factory for the manufacture and distribution of linen supplies; premises 31-35 41st street, east side, 350 ft. south of 31st avenue (Block 679, Lot 27), Astoria, Borough of Queens.

91-43-BZ—Application, March 3, 1943, under section 7e of the zoning resolution, of Lama and Proskauer, applicants, on behalf of Cono Innamorato, owner, to permit in a business use district, for a term of two years, the conversion of occupancy of an existing building to a junk shop; premises 279 (287 displayed) Frost street, north side, 190 ft. west of Debevoise street (Block 2858, parts of Lots 29 and 33), Borough of Brooklyn.

6-36-BZ—Application of Samuel Gardstein, applicant, on behalf of Utico, Incorporated, owner, reopened May 18, 1943, under sections 7c and 21 of the zoning resolution, to permit in a business use district, the extension in area and conversion of occupancy of a building previously granted by the Board as a motor vehicle repair shop, limited exclusively to automobile spring work, so as to include an iron works (open hearth forge work for marine work for the U. S. Navy); the proposed one-story extension, 30 ft. by 60 ft. in area, is to be located upon the plot on which there now exists a gasoline service station—which also was previously granted by the Board; premises 5001-5011 Farragut road and 1429-1435 (1431 displayed) Utica avenue, northeast corner (Block 4785, Lot 46), Borough of Brooklyn.

280-43-BZ—Application, June 8, 1943, under sections 7b and 7c of the zoning resolution, of Koch and Wagner, applicants, on behalf of Bohack Realty Corporation, owner, to permit the extension from a business use district into a residence use district, of a proposed one-story addition to an existing business building (stores); premises 81-25 to 81-31 Lefferts avenue (boulevard), east side, 100.38 ft. north of Cuthbert (place) road (Block 3338, Lot 6), Kew Gardens, Borough of Queens.

490-37-BZ—Application of Bernhard Erk, applicant, on behalf of Estate of J. Romaine Brown, owner, reopened June 22, 1943, for consideration as to extension of permit—Application, previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a temporary term of two years, the storage and parking of more than five motor vehicles; premises 246 Nagle avenue, southwest corner of West 204th street (Block 2218, Lot 25), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman*.

JULY 13, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday afternoon, July 13, 1943, at 2 o'clock in Room 1013, Municipal Building Manhattan, on the following matters:*

Appeals from Administrative Decisions.

125-43-A—323-335 East 44th street, north side and 322 334 East 45th street, south side, 175 ft. west of First avenue (Block 1337, Lot 4), Borough of Manhattan.

225-43-A—89-107 Gold street, southeast corner of Frost street (5th floor); (Block 56, Lot 3), Borough of Brooklyn.

230-43-A—42-60 Stewart avenue, east side, from Harrison place to Ingraham street (Block 3001, Lot 1), Borough of Brooklyn.

214-43-A—137-139 East 25th street, north side, 79.10 ft. east of Lexington avenue and 138 East 26th street (3rd floor); (Block 881, Lot 29), Borough of Manhattan.

229-43-A—47-02 31st place, southwest corner of 47th avenue (Block 281, Lot 1), Long Island City, Borough of Queens.

202-43-S—47-02 31st place, west side, between 47th avenue and 48th avenue (Block 281, Lot 1), Long Island City, Borough of Queens.

272-43-A—78-08 Cooper avenue, south side, 848 ft. west of Dry Harbor road (Block 3803, Lot 14), Glendale, Borough of Queens.

186-43-A—154 Pilot street, north and south sides, between City Island avenue and Long Island Sound (Block 5640, Lot 18 and Block 5641, Lot 90), Borough of The Bronx.

257-43-A—568 Wales avenue, southeast corner of East 150th street (Block 2653, part of Lot 9), Borough of The Bronx.

5-43-A—444 West 259th street, south side, 160 ft. east of Riverdale avenue (Blocks 3423-A and 3423-B, part of Lot 140), Borough of The Bronx (under section 7 of General City Law—re bed of mapped street—Delafayette avenue).

HARRIS H. MURDOCK, *Chairman*.

JULY 20, 1943, 10 A. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday morning, July 20, 1943, at 10 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:*

Zoning Application.

836-42-BZ—Application of Harry Yahr, applicant and lessee, on behalf of The Gerry Estates, Inc., owner, reopened May 4, 1943, under section 7h of the zoning resolution, to permit in a retail-1 use district, for a term of two years, the parking and storage of more than five motor vehicles (previously denied); premises 108-1 West 41st street, south side, 125 ft. west of Sixth avenue (Block 993, Lot 38), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman*.

SEPTEMBER 14, 1943, 2 P. M.

NOTICE IS HEREBY GIVEN of a public hearing, *Tuesday afternoon, September 14, 1943, at 2 o'clock in Room 1013, Municipal Building, Manhattan, on the following matter:*

Appeal from Administrative Decision

746-42-A—241 West 72nd street, north side, 280 ft. in. west of Broadway (Block 1164, Lot 15), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman*.

CALENDAR

SEPTEMBER 21, 1943, 2 P. M.

Appeal from Administrative Decision.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, September 21, 1943, at 2 o'clock in room 1013, Municipal Building, Manhattan, on the following matter:

191-43-A—15 West 77th street and Central Park West at 79th street (Block 1130, Lot 1), Borough of Manhattan.

HARRIS H. MURDOCK, *Chairman.*

BOARD OF STANDARDS AND APPEALS

REGULAR MEETING

TUESDAY MORNING, JUNE 22, 1943.

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

The minutes of the regular meetings of the Board held Tuesday morning, June 15, 1943, and Tuesday afternoon, June 15, 1943 and the Special Meeting of the Board held on Thursday morning, June 17, 1943, were approved and printed in Bulletin No. 24, Volume 28.

ZONING CASES

43-BZ

APPLICANT—William V. McDevit, for Socony-Vacuum Oil Company, Inc., owner.

SUBJECT—Application (decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, the alteration and extension of an existing gasoline service station, to be used as gasoline service station, office, lubricatorium and auto laundry.

PREMISES AFFECTED—76-88 Grand street extension and 277-283 South 3rd street, southeast corner (Block 2422, Lots 34 and 35), Borough of Brooklyn.

APPEARANCES—

For Applicant—William V. McDevit.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings and Gustave Goldman, Board of Education.

ACTION OF BOARD—Laid over to June 29, 1943 at 10 A.M. for further consideration by the Board.

43-BZ

APPLICANT—Charles M. Spindler, for Valentine Realty Co., owner (Forack Corporation, lessee).

SUBJECT—Application (decision of the acting borough superintendent) under sections 7e and 21 of the zoning resolution, to permit in a business use district, for a term of two years, the maintenance of a business sign on the East 187th street front of the building; the said sign, which projects more than 18 in. beyond the building line, does not conform with the requirements of the zoning resolution.

PREMISES AFFECTED—2402 Ryer avenue, southeast corner of East 187th street (Block 3152, part of Lot 11), Borough of The Bronx.

APPEARANCES—

For Applicant: Joseph C. Haus.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application placed on Reserve Calendar, pending application for amendment of Cal. 741-21-BZ.

49-BZ

APPLICANT—Herman Kron, for Bergen Management Co., Inc., owner (Brownsville Motor Sales Co., Inc., lessee).

SUBJECT—Application for consideration—reopening and amendment of resolution re additional non-conforming use—repair shop (decision of the borough superintendent) under section 7i of the zoning resolution, to permit in a business use district, the inclusion of a motor vehicle repair shop in a public garage (previously granted by the Board).

PREMISES AFFECTED—2122-2128 Bergen street and 1776 Eastern parkway extension, southeast corner (Block 1455, Lot 24), Borough of Brooklyn.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened, subject to usual procedure.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

490-37-BZ

APPLICANT—Bernhard Erk, for Estate of J. Romaine Brown, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a temporary term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—246 Nagle avenue, southwest corner of West 204th street (Block 2218, Lot 25), Borough of Manhattan.

APPEARANCES—

For Applicant: Bernhard Erk.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and set for hearing July 13, 1943 at 10 A.M.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4

Negative 0

389-42-BZ

APPLICANT—Lama and Proskauer, for Dominick Carl Carena, owner.

SUBJECT—Application (decision of the borough superintendent) under section 7c of the zoning resolution, to permit in a business use district, the alteration and extension of a gasoline service station.

PREMISES AFFECTED—82-16 to 82-20 Astoria boulevard and 24-08 to 24-12 83rd street, southwest corner (Block 1094, Lot 6), Jackson Heights, Borough of Queens.

APPEARANCES—

For Applicant: Alfred A. Lama.

For Opposition: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

MINUTES

THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (389-42-BZ)

WHEREAS, Lama and Proskauer, for Dominick Carl Carrena, owner, filed May 12, 1942, an application under section 7c of the zoning resolution, to permit in a business use district, the alteration and extension of an existing gasoline service station; premises 82-16 to 82-20 Astoria boulevard and 24-08 to 24-12 83rd street, southwest corner (Block 1094, Lot 6), Jackson Heights, Borough of Queens; and

WHEREAS, a public hearing was held on this application by the Board of Standards and Appeals, at its regular meeting June 22, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Astoria boulevard is in a business and residence use district; 25th avenue is in a residence and business use district; 83rd street is in a residence and business use district and 82nd street is in a business and residence use district; and

WHEREAS, the decision of the borough superintendent dated May 2, 1942 and amended May 14, 1942, on Misc. Applic. 2144-42, reads:

"1. Proposed increase in area or extension of gas station located in a business district is contrary to Para. 4-46 of the building zone resolution.

NOTE: Fire Dept. records show only portion of plot 42 ft. west of 83rd street to be used as gasoline selling station. Application not further considered."

and

WHEREAS, the applicant states that the premises consist of an irregular shaped plot of ground having a frontage of 107 ft. on Astoria boulevard, 69 ft. on 83rd street and a distance of 100 ft. along the southerly lot line; that upon the westerly portion (having a frontage of approximately 60 ft. on Astoria boulevard and a depth of 107 ft. along the westerly lot line of the plot), there is located a two-story concrete building, occupied as an office and 2 families; a 3-car garage and an auto laundry, the remainder of this portion of the plot is occupied as a gasoline service station; that on the east portion (having a frontage of approximately 40 ft. on Astoria boulevard and 69 ft. on 83rd street), there is located a one-story building 26 ft. 5 in. by 40 ft. in area; occupied as a store and lubritorium and that it is proposed to maintain all of the structure now on the site and to extend the present gasoline service station area across the entire plot; and

WHEREAS, the premises and surrounding area were inspected by a committee of the Board; and

WHEREAS, the Board deemed that this was a proper case in which to exercise discretion to grant under section 7c, of the zoning resolution.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the application of the use district regulations of the zoning resolution and that the application be and it hereby is *granted* under section 7c, to permit the premises with a frontage of 106.75 ft. along Astoria boulevard and 69.42 ft. along 83rd street, to be altered and reconstructed for use as a gasoline service station substantially as indicated on revised plans marked "Received June 16, 1943," on condition that the premises, where not now occupied by accessory building and residential building, shall be levelled substantially to the grade of the surrounding streets and shall be paved with concrete or other suitable reasonably impervious material; that no additional buildings shall be erected on the premises other than those now shown; that the existing gasoline pumps shall be entirely removed and relocated as indicated, not less than 12 ft. back from the Astoria boulevard building line; that the curb cuts along Astoria boulevard shall be rearranged as shown to provide two curb cuts, 30 ft. each, and the balance of the curb restored; that along 83rd street there shall be one curb cut only, 25 ft. in width, located as shown, when the curbs along

83rd street are installed; that within the building line at the intersection, there shall be erected a block of concrete extending 5 ft. from the intersection along both street line and not less than 12 in. in height; that no motor vehicle repairing shall be permitted on the premises and no parking or storage of cars other than those being serviced; that any windows erected on the interior lot line shall be fire proof and self-closing; that the accessory uses shall be restricted to the office of the gasoline service station within the residential building, accessory store on 83rd street, lubritorium space, auto laundry and three-car garage; that on the interior lot lines where walls of accessory buildings do not occur, there shall be erected a masonry wall not less than 2 ft. in height with wire fencing to a total height of 5 ft.; that no signs shall be erected on the premises, other than a permanent sign attached to the accessory building and the illuminated globes of pumps and a sign attached to the accessory store not extending beyond the building line excluding all roof signs and all temporary signs, but permitting the erection, within the building line near the intersection, of a post standard for supporting a sign which may be illuminated, advertising only the brand of gasoline for sale and permitting such sign to extend beyond the building line for a distance of not more than 4 ft.; that the gasoline storage tanks shall be restricted to three 550 gallons each and no tank shall be nearer than 25 ft. to the heater room in the residential building; that all permits shall be obtained and all work completed within one (1) year from the date of this resolution.

182-43-BZ

APPLICANT—J. Nelson Cooper, for Charles R. Saul, owner (Columbia Storage Warehouses, lessee).

SUBJECT—Application (decision of the borough superintendent) under section 21 of the zoning resolution, to permit in a residence use district, upon the first story of an existing storage warehouse, the inclusion of a garage for twelve (12) motor vehicles—to be used by the owner in the conduct of the storage warehouse business.

PREMISES AFFECTED—56-58 West 67th street, south side, 150 ft. east of Columbus avenue (Block 1119, Lot 57), Borough of Manhattan.

APPEARANCES—

For Applicant: J. Nelson Cooper and Mr. Wels.
For Opposition: E. Roberts and R. M. Ollinger.
For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application denied.

THE VOTE TO GRANT—

Affirmative
Negative: Chairman Murdock, Commissioner
Savage and Blum and Deputy Chief Gunn.

THE RESOLUTION (182-43-BZ)

WHEREAS, J. Nelson Cooper, for Charles R. Saul, owner (Columbia Storage Warehouses, lessee), filed on April 1943, an application under section 21 of the zoning resolution, to permit in a residence use district, upon the first story of an existing storage warehouse, the inclusion of a garage for twelve (12) motor vehicles—to be used by the owner in the conduct of the storage warehouse business; premises 56-58 West 67th street, south side, 150 ft. east of Columbus avenue (Block 1119, Lot 57), Borough of Manhattan; and

WHEREAS, a public hearing was held on this application by the Board of Standards, at its regular meeting June 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that West 67th street is in a residence business use district, West 66th street is in a business use district and Columbus avenue is in a business use district and

WHEREAS, the decision of the borough superintendent dated March 26, 1943, reads:

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"With reference to your application for a certificate of occupancy for above-noted premises, you are advised that the use of the first floor as a garage, in conjunction with the storage warehouse, cannot be approved as such use would be contrary to section 3, article 2 of the Zoning Resolution.

The above-noted building was erected under N. B. 685-1902, as a storage warehouse and is at present occupied as such."

WHEREAS, the applicant states that the existing building is six (6) stories in height, of fireproof construction, having a frontage of 50 ft. and a depth of 95 ft. and that it is proposed to use the first story of the existing storage warehouse as a garage for twelve (12) motor vehicles, used by the owner in the conduct of the storage warehouse business; and

WHEREAS, the Board deemed that the applicant failed to substantiate a basis to warrant exercise of discretion to grant under section 21 of the zoning resolution and is therefore not entitled to relief on the grounds of practical difficulty and unnecessary hardship.

Resolved, that the decision of the borough superintendent dated March 26, 1943 be and it hereby is *affirmed* and that the application be and it hereby is *denied*.

263-43-BZ

APPLICANT—Cafiero and Lacerenza, for East New York Savings Bank, owner.

SUBJECT—Application (decision of the borough superintendent) under sections 7c and 21 of the zoning resolution, to permit in a residence use district, the alteration and conversion of occupancy of a building occupied as a garage for more than five motor vehicles, to a cut glass works.

PREMISES AFFECTED—233-235 Norwood avenue, east side, 193 ft. 11 in. north of Atlantic avenue (Block 4137, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: William Lacerenza, Joseph Cafiero, A. C. Cronin, Guy Terhune and Edward J. Kiefer.

For Opposition: Myron Krieger and others.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application denied.

THE VOTE TO GRANT—

Affirmative 0

Negative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

THE RESOLUTION (263-43-BZ)

WHEREAS, Cafiero and Lacerenza, for East New York Savings Bank, owner, filed May 29, 1943, an application under sections 7c and 21 of the zoning resolution, to permit in a residence use district, the alteration and conversion of occupancy of a building occupied as a garage for more than five motor vehicles, to a cut glass works; premises 233-235 Norwood avenue, east side, 193 ft. 11 in. north of Atlantic avenue (Block 4137, Lot 1), Borough of Brooklyn; and

WHEREAS, a public hearing was held on this application at the Board of Standards and Appeals, at its regular meeting, June 22, 1943, after due notice by publication in the Bulletin of the Board of Standards and Appeals; and

WHEREAS, the use district maps accompanying the zoning resolution show that Norwood avenue is in a residence, business and unrestricted use district; Milford street is in a residence and business use district; Atlantic avenue is in an unrestricted, business and residence use district and Fulton street is in a business use district; and

WHEREAS, the decision of the borough superintendent dated May 26, 1943, on Alt. Applic. 1509-43, reads:

"1. Proposed change of occupancy of present one-story brick building, located in a residence use district, from public garage for the storage of more than five

motor vehicles to use as a cut glass work shop, is contrary to Art II, §3 and 6, of the zoning resolution."

and

WHEREAS, the applicant states that the existing building is one story in height with a frontage of 50 ft. and a depth of 150 ft., of Class 3 construction and that it is proposed to convert the occupancy of the existing garage for more than five motor vehicles, to a cut glass works; and

WHEREAS, the Board deemed that there was no justification for the exercise of discretion to grant a zoning variance under Section 7, subdivision c, and that the applicant failed to substantiate a basis to warrant exercise of discretion to grant under Section 21 of the zoning resolution and was therefore not entitled to relief.

Resolved, that the decision of the borough superintendent on Alt. Applic. 1509-43, be and it hereby is *affirmed* and that the application be and it hereby is *denied*.

401-31-BZ

APPLICANT—Sidney L. Strauss, for Webster Committee, Incorporated, and Wilson and Company, owners (Fifth Atlantic Corporation, lessee; Thomas Karas, sub-lessee).

SUBJECT—Application for consideration—reopening and extension of time to complete work—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a temporary term of two years, the parking and storage of more than five motor vehicles.

PREMISES AFFECTED—624-626 Atlantic avenue and 9 Fifth avenue, northeast corner and 627 Pacific street (Block 1119, Lots 1 and 64), Borough of Brooklyn.

APPEARANCES—

For Applicant: Sidney L. Strauss.

For Administration: Fred Dalhem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (401-31-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district, for a temporary term of two years, the parking and storage of more than five motor vehicles, affecting premises 624-626 Atlantic avenue, 9 Fifth avenue, northeast corner, and 627 Pacific street (Block 1119, Lots 1 and 64), Borough of Brooklyn, was granted by the Board April 2, 1940, on certain conditions, time to obtain permits and complete work extended February 4, 1941 and April 14, 1942 and the applicant requested a further extension of time.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted on April 2, 1940, as last amended on April 14, 1942, only so far as it has reference to obtaining of permits and completion of work, so that as amended, this portion of the resolution shall read:

"that all permits required shall be obtained and all work completed within one (1) year from the date of this amended resolution."

531-37-BZ

APPLICANT—James Mosgoffian (lessee), for Annie Zins, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a business use district, for a tem-

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porary period of two years, the parking and storage of more than five motor vehicles.
PREMISES AFFECTED—23-28, 23-30 and 23-32 30th avenue, south side, 91.83 ft. west of Crescent street (Block 572, Lots 37 and 38), Astoria, Borough of Queens.

APPEARANCES—

For Applicant: James Mosgoffian.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (531-37-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a business use district, for a temporary period of two years, the parking and storage of more than five (5) motor vehicles, affecting premises 23-28, 23-30 and 23-32 30th avenue, south side, 91.83 ft. west of Crescent street (Block 572, Lots 37 and 38), Astoria, Borough of Queens, was granted by the Board Bebruary 7, 1937, for a temporary period of two (2) years, on certain conditions, the time to obtain permits and complete the work extended March 12, 1940, permit extended on February 18, 1941 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution adopted February 7, 1939, as amended February 18, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

" . . . Granted under section 7h for a temporary term of two (2) years from February 18, 1943, to permit . . . "

52-38-BZ

APPLICANT—Frank S. Parker, for Lincoln Warehouse Corporation, owner.

SUBJECT—Application for consideration—reopening and extension of time to complete work—Application (decision of the borough superintendent) previously granted on condition, under section 7c of the zoning resolution, permitting partly in a business use and partly in a residence use district, the erection and maintenance of a one-story extension to an existing business building; the proposed extension to be used as a loading platform and truck space.

PREMISES AFFECTED—1187-1201 Third avenue, east side, from East 69th to East 70th street, 201-203 East 69th street and 202-204 East 70th street (Block 1424, Lot 1), Borough of Manhattan.

APPEARANCES—

For Applicant: Frank S. Parker.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and time extended.

THE VOTE TO REOPEN AND EXTEND TIME—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (52-38-BZ)

WHEREAS, this application, under sections 7c and 21 of the zoning resolution, to permit in a residence use district the erection of a garage for more than three (3) motor vehicles, to be used in conjunction with the warehouse located on the westerly portion of the plot, premises 1187-1201 Third avenue, east side, from East 69th street to East 70th street, 201-203 East 69th street and 202-204 East 70th street (Block 1424, Lot 1), Borough of Manhattan, was denied by the Board April 19, 1939; and

WHEREAS, Frank S. Parker for Lincoln Warehouse Corporation, owner, requested reopening of the application, under section 7c of the zoning resolution, to permit partly in a business use district and partly in a residence use district the erection and maintenance of a one (1) story extension to an existing building; said extension to be used as a loading platform and truck space; and

WHEREAS, this application was reopened by vote of the Board July 1, 1941, subject to usual procedure; and

WHEREAS, on December 16, 1941, this application was granted by the Board, on certain conditions and the applicant requested an extension of time to obtain permits and complete the work.

Resolved, that the Board of Standards and Appeals does hereby amend the resolution of December 16, 1941, only in so far as it has reference to obtaining permits and completion of the work, so that as amended, this portion of the resolution shall read:

"that all permits required shall be obtained and all work completed within one (1) year from the date of this amended resolution."

931-38-BZ

APPLICANT—Henry Nordheim, for Antonio DePunte, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7f of the zoning resolution, permitting in a residence use district, for a temporary term of two years, the storage of three motor vehicles.

PREMISES AFFECTED—252 East 203rd street, south side, 72.84 ft. east of Valentine avenue (Block 3308, Lots 50 and 51), Borough of The Bronx.

APPEARANCES—

For Applicant: None.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (931-38-BZ)

WHEREAS, this application under section 21 of the zoning resolution, permitting in a residence use district, for a temporary term of two years, the storage of more than three (3) motor vehicles, affecting premises 252 East 203rd street, south side, 72.84 ft. east of Valentine avenue (Block 3308, Lots 50 and 51), Borough of The Bronx, was granted by the Board May 23, 1939, on certain conditions, for a temporary period of two (2) years, permit extended on May 6, 1941 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of May 23, 1939 as amended May 6, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted under section 7f for a temporary term of two (2) years from the date of this amended resolution, to permit . . . "

70-39-BZ

APPLICANT—J. Jacques Stone, for Murray Hill Corporation (lessee), for Edith Kane Baker, Alexander C. Nagle and The First National Bank of the City of New York, executrix and executors of Estate of George F. Baker, owner.

SUBJECT—Application for consideration—reopening and

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extension of permit—Application (decision of the borough superintendent) previously granted on condition, under section 7h of the zoning resolution, permitting in a restricted retail use district, for a term of two years, the transient parking of more than five motor vehicles.

REMISES AFFECTED—13-19 East 38th street and 250-260 Madison avenue, northwest corner and 18-20 East 39th street (Block 868, Lots 14, 15, 16, 59, 62 and 63), Borough of Manhattan.

APPEARANCES—

For Applicant: J. Jacques Stone.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (70-39-BZ)

WHEREAS, this application under section 7h of the zoning resolution, permitting in a restricted retail use district, for temporary term of two (2) years, the transient parking of more than five motor vehicles, affecting premises 250-260 Madison avenue, 13-19 East 38th street, northwest corner, and 18-20 East 39th street, south side, 100 ft. west of Madison avenue (Block 868, Lots 14, 15, 16, 59, 62 and 63), Borough of Manhattan, was granted by the Board June 20, 1939, on certain conditions, the resolution amended April 19, 1940, permit extended on June 24, 1941 and the applicant requested a further extension of the permit.

Resolved, that the Board of Standards and Appeals do hereby amend the resolution of June 30, 1939, as amended by resolution of June 24, 1941, only in so far as it is reference to the term of the permit, so that as amended, its portion of the resolution shall read:

"Granted under section 7h for a term of two (2) years from the date of this amended resolution to permit . . ."

Adjourned: 12:15 P. M.

JOSEPH J. DOYLE, Chief Clerk.

REGULAR MEETING

TUESDAY AFTERNOON, JUNE 22, 1943

Present: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.

APPEALS FROM ADMINISTRATIVE DECISIONS

806-42-A

APPLICANT—Bush Terminal Buildings Company, owner.

SUBJECT—Appeal from an order of the fire commissioner.

PREMISES AFFECTED—203-269 37th street, north side, 100 ft. west of Third avenue (Block No. 695, Lot No. 1), Borough of Brooklyn, Bldg. No. 1, 202-276 36th street, south side, 100 ft. west of Third avenue (Block No. 695, Lot No. 1), Borough of Brooklyn, Bldg. No. 2, 201-271 36th street, north side, 100 ft. west of Third avenue (Block No. 691, Lot No. 1), Borough of Brooklyn, Bldg. No. 3, 202-284 35th street, southwest corner of Third avenue (Block No. 691, Lot No. 1), Borough of Brooklyn, Bldg. No. 4, 17-97 35th street, northwest corner of Third avenue (Block No. 687, Lot No. 1), Borough of Brooklyn, Bldg. No. 5, 18-96 34th street, southwest

corner of Third avenue (Block No. 687, Lot No. 1), Borough of Brooklyn, Bldg. No. 6, 17-97 34th street, northwest corner of Third avenue (Block No. 683, Lot No. 1), Borough of Brooklyn, Bldg. No. 7, 18-98 33rd street, southwest corner of Third avenue (Block No. 683, Lot No. 1), Borough of Brooklyn, Bldg. No. 8, 21-99 33rd street, north side, 125 feet west of Third avenue (Block No. 679, Lot No. 1), Borough of Brooklyn, Bldg. No. 9, 872-890 Third avenue, northwest corner of 33rd street (Block No. 679, Lot No. 1), Borough of Brooklyn, Bldg. No. 10, 146-168 39th street, southwest corner of Second avenue (Block No. 706, Lot No. 1), Borough of Brooklyn, Bldg. No. 19, 131-183 41st street, northwest corner of Second avenue (Block No. 711, Lot No. 1), Borough of Brooklyn, Bldg. No. 20, 52-94 39th street, southwest corner of First avenue (Block No. 706, Lot No. 24), Borough of Brooklyn, Bldg. No. 22, 52-94 39th street, south side, 150 ft. west of First avenue (Block No. 706, Lot No. 24), Borough of Brooklyn, Bldg. No. 23, 52-94 39th street, south side, 243 ft. west of First avenue (Block No. 706, Lot No. 24), Borough of Brooklyn, Bldg. No. 24, 4002-4024 First avenue, northwest corner of 41st street (Block No. 710, Lot No. 1), Borough of Brooklyn, Bldg. No. 26.

APPEARANCES—

For Applicant: Irving B. Stanton and Gerald J. Dowd.

For Administration: Thomas A. Larkin, Fire Department.

ACTION OF BOARD—Laid over for further consideration by the Board. No date set.

806-42-A

APPLICANT—C. H. Wilson, for Bush Terminal Company, owner (Feins Tin Can Company, California Packing Company, Excelsior Honey Corporation and U. S. Navy, lessees).

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—4911 and 4923 Marginal street, 280 ft. west of west side of First avenue, Buildings 57 and 48 (Block 725, Lot 1) Pier 1, foot of 50th street, Pier 2, foot of 49th street, Pier 3, foot of 47th street, Pier 4, foot of 46th street, Pier 5, foot of 44th street, 533 ft. west of west side of First avenue (Block 725, Lot 1); Pier 6, foot of 42nd street, Pier 7, foot of 41st street (Blocks 715, 720 and 710, Lot 1), Pier 8, foot of 39th street, 187 ft. west of west side of Second avenue (Block 706, Lot 75), Borough of Brooklyn.

APPEARANCES—

For Applicant: C. H. Wilson.

For Administration: Thomas A. Larkin, Fire Department.

ACTION OF BOARD—Laid over for further consideration by the Board. No date set.

186-43-A

APPLICANT—Robert Jacob, Inc., owner.

SUBJECT—Appeal from an order and decisions of the fire commissioner.

PREMISES AFFECTED—154 Pilot street, north and south sides, between City Island avenue and Long Island Sound (Block 5640, Lot 18, and Block 5641, Lot 90), Borough of The Bronx.

APPEARANCES—

For Applicant: James R. Geraghty.

For Administration: Inspector Maher, Fire Department.

ACTION OF BOARD—Laid over to July 13, 1943 at 2 P. M. at request of applicant's representative.

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191-43-A

APPLICANT—R. P. Johnson, for The American Museum of Natural History, owner.

SUBJECT—Appeal from decisions of the fire commissioner and a decision of the borough superintendent.

PREMISES AFFECTED—15 West 77th street and Central Park West at West 79th street (Manhattan Square); (Block 1130, Lot 1), Borough of Manhattan.

APPEARANCES—

For Applicant: Rex P. Johnson and John M. McDermott.

For Administration: Inspector Maher, Fire Department.

ACTION OF BOARD—Laid over to September 21, 1943 at 2 P. M. for further consideration by the Board.

223-43-S

APPLICANT—Joseph Lau, for Union Mortgage Co., owner.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—29-31 Vandewater street, north side, 161 ft. 6¼ in. west of Pearl street (Block 114, Lot 35), Borough of Manhattan.

APPEARANCES—

For Applicant: Joseph Lau.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Laid over to June 29, 1943 at 2 P. M., pending an inspection by a committee of the Board.

257-43-A

APPLICANT—Arthur Jovis, for 566 Wales Avenue Corporation, owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—568 Wales avenue, southeast corner of East 150th street, (Block 2653, part of Lot 9), Borough of The Bronx.

APPEARANCES—

For Applicant: Arthur Jovis, Leonard Milorjewski and H. Schulman.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Laid over to July 13, 1943 at 2 P. M., pending an inspection by a committee of the Board.

218-43-A

APPLICANT—William Farrell, for Estate of Harriet C. Bailey, owner (Anna Bailey Smith, Executrix); (Richard Kapf, lessee).

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—279-285 East 233rd street, north side, 90.43 ft. west of Katonah avenue (Block 3374, Lot 1), Borough of The Bronx.

APPEARANCES—

For Applicant: William Farrell.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal withdrawn after discussion.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

261-43-A

APPLICANT—Morris Fein, owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—185-187 Canal street and 95-96 Mott street, northwest corner (Block 205, Lots 2 and 30), Borough of Manhattan.

APPEARANCES—

For Applicant: Reuben Lesser.

For Administration: Inspector Maher, Fire Dep't.

ACTION OF BOARD—Appeal withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

282-43-S

APPLICANT—William J. Minogue, for American Threading Co., Inc., owner.

SUBJECT—Variation of the labor law as cited in a decision of the borough superintendent.

PREMISES AFFECTED—260-266 West Broadway, northwest corner of Beach street (Block 212, Lot 56), Borough of Manhattan.

APPEARANCES—

For Applicant: William J. Minogue.

For Administration: Fred Dahlem, Dep't. of Housing and Buildings.

ACTION OF BOARD—Application withdrawn on request of applicant.

THE VOTE TO WITHDRAW—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn..

Negative

306-38-A

APPLICANT—Paul Friedman, for 543 Ocean Avenue Corporation, owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—1602 Avenue J, southeast corner of East 16th street (Block 6718, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Paul Friedman.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and restored to calendar.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

778-39-A

APPLICANT—Saul Goldsmith, for Oak-Cal Realty Co., Inc., owner.

SUBJECT—Application for consideration—reopening and amendment of resolution—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—130-142 Green street, south side, 263 ft. 7½ in. west of Manhattan avenue (Block 2522, Lots 22, 24 and 29), Borough of Brooklyn.

APPEARANCES—

For Applicant: Saul Goldsmith.

For Administration: Fred Dahlem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and restored to calendar.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn...

Negative

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720-42-A

APPLICANT—Gluckson Wool Stock Company, owner.

SUBJECT—Application for consideration—reopening and reconsideration on a new proposal—Appeal from an order and a decision of the fire commissioner and a decision of the borough superintendent (previously denied re order and decision of the fire commissioner).

PREMISES AFFECTED—92-96 Clifton place, south side, 175 ft. west of Classon avenue (Block 1952, Lots 25, 26 and 27), Borough of Brooklyn.

APPEARANCES—

For Applicant: Thomas F. McEvily.

For Administration: Fred Dahlen, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and restored to calendar.

THE VOTE TO REOPEN—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

60-43-S

APPLICANT—Jacob Fogelson, for Sark Co., Inc., owner.

SUBJECT—Variation of the labor law as cited in an order and a decision of the fire commissioner and a decision of the acting borough superintendent.

PREMISES AFFECTED—21-02 to 21-30 44th road (13th street) and 44-29 to 44-35 21st street (Van Alst avenue), southeast corner (Block 438, Lot 6), Long Island City, Borough of Queens.

APPEARANCES—

For Applicant: Jacob Fogelson.

For Administration: Fred Dahlem, Dept. of Housing and Buildings and Thomas A. Larkin, Fire Dept.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (60-43-S)

WHEREAS, Jacob Fogelson, for Sark Company, Inc., owner, filed February 11, 1943, an application for variation of the requirements of the Labor Law, as cited in an order of the fire commissioner and a decision of the borough superintendent; premises 21-02 to 21-30 44th road (13th street) and 44-29 to 44-35 21st street (Van Alst Avenue) southeast corner (Block 438, Lot 6), Long Island City, Borough of Queens; and

WHEREAS, Order 7926-LF issued by the fire commissioner January 23, 1942 and referred to in a decision of the fire commissioner dated January 15, 1943, reads:

"1. Remove all partitions not built of incombustible material as per Sections 263 and 270 of the Labor Law." and

WHEREAS, the decision of the borough superintendent, dated June 2, 1943, on Misc. Applic. 1337-43 reads:

"1. The combustible partitions on all floors are not permitted, except those located inside spaces that are enclosed on all sides by fireproof partitions, and are less than 5000 sq. ft. in area. (sec. 10.9.2.5 Building Code.)" and

WHEREAS, the applicant states the building is 4 stories (50 ft.) in height, 325 ft. by 100 ft. in area; Class 1 construction; erected in 1918; located in an unrestricted use district; used: Cellar, storage, no persons; 1st floor, mfg. machine products, 50 persons; 2nd floor, mfg. candy, 40 persons; 3rd floor, factory and storage, 30 persons; 4th floor, advertising, 60 persons; that the building is equipped with a sprinkler system, four 3 ft. 8 in. reinforced concrete stairways with fireproof enclosures, equipped with fireproof

self-closing doors and extending from roof bulkhead direct to street; and

WHEREAS, the applicant contends that all of the tenants, with the exception of the R. M. Hahn Candy Co. Inc., are engaged 100 per cent in the manufacture of war materials and each except the R. M. Hahn Candy Co. has advised the owners that the removal of partitions at this time would necessitate shutting down work for a period of 3 to 6 weeks and it is therefore requested the order of the fire commissioner be stayed pending the termination of the present war emergency.

Resolved, that the decision of the borough superintendent on Misc. Applic. 1337-43, Objection 1, be and it hereby is modified and that the appeal be and it hereby is granted on condition that partitions in question shall be entirely removed within two years; that any partitions hereafter erected, shall be in accordance with the requirements therefor; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto and that a certificate of occupancy shall be obtained.

121-43-A

APPLICANT—Max Hirsch, for Fay E. Weiss, owner.

SUBJECT—Appeal from a decision of the borough superintendent.

PREMISES AFFECTED—237-241 (233 displayed) Westminster road, east side, 300 ft. south of Beverly road (Block 5143, Lot 48), Borough of Brooklyn.

APPEARANCES—

For Applicant: Max Hirsch.

For Opposition: Thomas D. Byrnes and D. E. Daniels.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal denied.

THE VOTE TO GRANT—

Affirmative 0
Negative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn .. 4

THE RESOLUTION (121-43-A)

WHEREAS, Max Hirsch, for Fay P. Weiss, owner, filed on March 9, 1943 an appeal from a decision of the borough superintendent refusing to revoke Certificate of Occupancy affecting premises 237-241 Westminster road (233 displayed) east side, 300 ft. south of Beverly road (Block 5143, Lot 48), Borough of Brooklyn; and

WHEREAS, the decision of the borough superintendent dated March 9, 1943 on Alt. Applic. 321-43 reads:

"5. Bldg. recorded as a non-tenement. Bldg. Supt. is without power to revoke a Cert. of Occupancy—Conversion of a frame bldg. to a M.D.L. contrary to Sec. 56 and 194 MDL." and

WHEREAS, the applicant states that the building is 2 stories and attic (31 ft.) in height, 26 ft. by 61 ft. in area, at first floor, 26 ft. by 46 ft. in area at typical floor, of class 4 construction, erected in 1902, located in a residence use, E area district and used as follows: cellar, storage; 1st floor, dwelling—1 family; 2nd floor, dwelling—1 family; attic, dwelling—1 family; no change in use or occupancy is proposed; and

WHEREAS, Certificate of Occupancy 106540, issued August 21, 1942 on Alt. Applic. 14612-38, permits the use of the building as follows: cellar—storage; 1st floor—1 family; 2nd floor and attic combined—1 family; total of two families; and

WHEREAS, the applicant contends that while the building was occupied by two families on August 21, 1942, the date of issuance of Certificate of Occupancy 106540, it is a fact that the building was occupied by three families at various times before August 21, 1942; that three families occupied the building before and after 1929; that the building is a detached two story and attic frame structure, equipped with

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regulation fire escape balconies and stairs and is located in an E area district, where multiple dwellings are permitted; that the borough superintendent cannot accept any application to have this building accepted as a converted class A multiple dwelling, due to the fact that a Certificate of Occupancy has been issued for these premises and it is therefore requested that the Board revoke the Certificate of Occupancy; and

WHEREAS, the owner was convicted and fined in Magistrates Court January 7, 1943 for violating section 643-9.0 of the Administrative Code; and

WHEREAS, upon inspection by a committee of the Board, the building was found to be occupied by three families; and

WHEREAS, in the opinion of the Board, the frame dwelling could not lawfully be occupied by more than three families prior to 1929 under Section 31 of the Tenement House law then applicable or after 1929 under Section 56 or Article VI of the Multiple Dwelling Law; that affidavits purporting to show occupancy by three families prior to 1929, are unavailing as proof that such occupancy was lawful at that time or since; and

WHEREAS, the Board deemed that no basis was presented to justify revocation of Certificate of Occupancy 106540.

Resolved, that the decision of the borough superintendent dated March 9, 1943 on Alt. Applic. 321-43, be and it hereby is *affirmed* and that the appeal be and it hereby is *denied*.

241-43-S

APPLICANT—George D. Scott, for LaLance and Gros Jean Manufacturing Company, owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—90-02 to 91-38 Atlantic avenue, southwest corner 92nd street (Block 344, Lot 1 and Block 347, Lots 11 to 72), Woodhaven, Borough of Queens.

APPEARANCES—

For Applicant: George D. Scott and John J. Morris.

For Administration: Thomas A. Larkin, Fire Dept.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (241-43-S)

WHEREAS, George D. Scott, for LaLance and Gros Jean Manufacturing Company, owner, filed May 19, 1943, an application for variation of the requirements of the labor law as cited in an order and a decision of the fire commissioner, affecting premises 90-02 to 91-38 Atlantic avenue, 94-02 to 94-30 92nd street, and 89-01 to 89-19 95th avenue, southwest corner of 92nd street and Atlantic avenue, and northeast corner of 95th avenue and 89th street (Block 344, Lot 1 and Block 347, Lots 11 to 72), Woodhaven, Borough of Queens; and

WHEREAS, Order 6769-LF, issued by the fire commissioner July 1, 1941, reads:

"1. Install an adequate electric interior fire alarm system in accordance with the rules of the Board of Standards and Appeals, and Section 279 of the Labor Law and institute a fire drill in accordance with the Fire Drill Rules of the Board of Standards and Appeals and 279 of the Labor Law.

or

Arrange the sprinkler system to meet the requirements of the Sprinkler Rules of the Board of Standards and Appeals and 279 of the labor law."

and

WHEREAS, the decision of the fire commissioner dated May 14, 1943, reads:

We have your letter of May 6th requesting a re-issuance of Order No. 6769-LF. In reply you are ad-

vised that your application must be denied as it is not the policy of this department to re-issue orders."

and

WHEREAS, the applicant states that the premises consist of a group of buildings, 1, 3 and 4 stories in height; of Class 3 and 6 construction; erected approximately 1875; located in an unrestricted use district, used throughout for metal manufacturing and warehouses, office and storage; and

WHEREAS, the applicant contends that most of the buildings in question are over 50 years old and have been kept in good repair; that many of the buildings are equipped with standpipes and sprinklers; that buildings are separated by fire walls and openings therein, equipped with steel plate doors or metal covered doors which were no doubt approved at the time of installation; that the order requires the installation of fire drills and fire alarm system or the arrangement of sprinklers to meet the Sprinkler Rules of the Board of Standards and Appeals; that it is requested that the order be modified, to permit the installation of alarm valve and water motor gong in the riser of each of Buildings Nos. 1, 2, 3, 4, 5, 6, 49, 50 and 51, and a separate siamese connection be installed on the street wall of each of these buildings with a sign indicating the system controlled by such siamese with the exception of Building No. 49, which is an interior building and not on the street front and is supplied by high pressure fire line connected to an automatic fire pump delivering approximately one thousand gallons per minute; that this will furnish sprinkler protection in all units where the fire alarm system and drills are required by the labor law; that the occupancy of 89-01 to 89-19 95th avenue does not require alarm or drill; that Buildings Nos. 49, 50 and 51 are leased to the Gertz Department store and are used exclusively as a storage warehouse; that at the present time due to the shortage of critical material, it would be impossible to comply with the fire commissioner's order; that the owners are engaged in 100% war work for the armed forces.

Resolved, that the Board of Standards and Appeals does hereby *make a variation* in the requirements of the labor law as cited in an order of the fire commissioner, acting on Order 6769-LF, and that the application be and it hereby is *granted on condition* that the changes as proposed shall be carried out to the satisfaction of the fire commissioner; that no manufacturing shall be carried on in Buildings 49, 50 and 51 while same are occupied by the Gertz Department store, that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto, other than as modified by the Board under Cal. Nos. 215-17-S, 1347-18-S, 1208-21-S and 575-26-A.

244-43-A

APPLICANT—David J. Lewis, for Sam Kenosian, owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—610 Union avenue, east side, 17.5 ft. south of East 152nd street (Block 2674, Lot 35), Borough of The Bronx.

APPEARANCES—

For Applicant: David J. Lewis and Sam Kenosian.
For Administration: Fred Dalhem, Dep't of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn... 4
Negative 0

THE RESOLUTION (244-43-A)

WHEREAS, David J. Lewis, for Sam Kenosian, owner, filed on May 21, 1943, an appeal from a decision of the borough superintendent affecting premises 610 Union avenue, east side, 17.5 ft. south of East 152nd street (Block 2674, Lot 35), Borough of The Bronx; and

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WHEREAS, the decision of the borough superintendent dated June 8, 1943, reads:

"In reply to your request, in behalf of Mr. Sam Kenosian, owner of the above premises, to cancel certificate of occupancy No. 42-1937 issued June 16, 1937 permitting the building on said premises to be occupied as store and boiler room on first floor, one family on second floor, and one family on third and fourth floors, please be advised that subdivision 'G' of Section 646 of Chapter 26 of the New York City Charter states, 'that every certificate of occupancy shall, unless and until set aside or vacated by the Board of Standards and Appeals or a court of competent jurisdiction be and remain binding', therefore your request is hereby denied as the Borough Superintendent of this Department has no power to cancel a certificate of occupancy."

and

WHEREAS, the applicant states that the building is four stories (40 ft.) in height; 17.5 ft. by 77 ft. in area at first floor; 17.5 ft. by 65 ft. in area at typical floor; of Class 4 construction; erected prior to 1901; located in a business use district; occupied—first floor, store, boiler room and storage; 2nd floor, one six-room apartment; 3rd and 4th floors, one 5-room apartment each; that it is proposed to be occupied: 1st story, store, boiler room and storage; 2nd floor, one 5-room apartment; 3rd floor, one 5-room apartment; 4th floor, one 5-room apartment; that Certificate of Occupancy 42-1937, permitted the use of the building as follows: 1st floor, store and storage; 2nd floor, residence; 3rd and 4th floors combined, residence; and

WHEREAS, the applicant contends that the building was originally an old law tenement with store on the first floor and one apartment on each of the three upper floors; that in 1937 the previous owner changed the building into business on the first floor and residence on the second floor and a combined residence on the third and fourth floors; that to effectuate this change, the previous owner disconnected the sink on the fourth floor but left same in place as well as all other plumbing fixtures; that the building continued to be occupied as a multiple dwelling and has never ceased to be arranged, intended and designed for use as a multiple dwelling and therefore Certificate of Occupancy 42 of 1937 should not have been issued and it is therefore requested that such certificate of occupancy be revoked; that the applicant intends to comply with Article 7 of the Multiple Dwelling Law if the certificate of occupancy is vacated.

Resolved, that the decision of the borough superintendent dated June 8, 1943 be and it hereby is *modified* and that the Certificate of Occupancy 42-37, be and it hereby is *revoked*, to permit the building formerly occupied as a tenement house to be restored to such classification after compliance with all the requirements of Article 7 of the Multiple Dwelling Law.

258-43-A

APPLICANT—B. Bergmann, for Zion Realty Co., Inc., owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—34 West 17th street, south side, 390 ft. east of Sixth avenue (Block 818, Lot 70), Borough of Manhattan.

APPEARANCES—

For Applicant: Benjamin Bergmann.

For Administration: Inspector Maher, Fire Dept.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (258-43-A)

WHEREAS, B. Bergmann, for Zion Realty Company, Inc., owner, filed May 27, 1943, an appeal from an order and a

decision of the fire commissioner, affecting premises 34 West 17th street, south side, 390 ft. east of Sixth avenue (Block 818, Lot 70), Borough of Manhattan; and

WHEREAS, Order 17183-LF, issued by the fire commissioner February 16, 1943, reads:

"1. Provide an approved electric closed circuit high and low alarm for standpipe tank; or in lieu thereof make fill pump to operate automatically. Art. 17, Ch. 26, Adm. Code."

and

WHEREAS, said order was referred to in decisions of the fire commissioner dated March 22nd and May 12, 1943; and

WHEREAS, the applicant states that the building is 10 stories (135 ft.) in height, 28 ft. 6 in. by 92 ft. in area at first floor; 28 ft. 6 in. by 83 ft. in area at typical floor, of Class 1 construction; erected 1907; located in an unrestricted use district, equipped with a sprinkler system and standpipe system and used and occupied: cellar, boiler and motor room; first floor, store, 2 persons; second floor, display cut outs, 15 persons; third floor, same, 10 persons; fourth floor, radio supplies, 4 persons; fifth floor, manufacturing wire frames, 10 persons; sixth floor, manufacturing leather belts, 8 persons; seventh floor, vacant; eighth floor, manufacturing sportswear, 30 persons; ninth floor, manufacturing beauty parlor supplies, 4 persons; tenth floor, manufacturing dresses, 30 persons, for which no certificate of occupancy has been issued; and

WHEREAS, the applicant contends that the same conditions have existed since the erection of the building; that the building is equipped with sprinkler supply tanks and pumps, standpipe supply tank and pumps and house supply tank, that the superintendent of the building sees that the standpipe tank is kept full; that the standpipe tank is always kept full so that it can flow into the house tank; that a priority application has been filed for the materials necessary and has not yet been issued; that the building is running at a financial loss; that the expense of complying with the order would be enormous; that about 430 to 500 ft. of copper wire and 300 ft. of conduit will be required to comply with the order and it is therefore requested that the entire order be waived for the duration at which time an effort will be made to comply; and

WHEREAS, the applicant stated to the Board that the buried tank supplying the standpipe system, fills the house supply tank by overflow and therefore the standpipe tank is always kept filled by the engineer of the building in order to insure that there is adequate supply in the house supply tank.

Resolved, that the order of the fire commissioner, Order 17183-LF, Objection 1, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that during the term of the emergency, the method as proposed for filling the standpipe tank shall be maintained; that the requirements for high and low alarm shall be complied with as soon as the material therefor is available; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto, other than as modified by the Board under Cal. 67-16-S.

260-43-A

APPLICANT—Robert Ringel, for Estate of Margaret A. Jamison, et al., owners (Daniels and Kennedy, Inc., lessee).

SUBJECT—Appeal from an order and decisions of the fire commissioner.

PREMISES AFFECTED—20-40 Jay street, 22-44 John street, southwest corner, 19-37 Pearl street and 145-165 Plymouth street (Block 19, Lot 1), Borough of Brooklyn.

APPEARANCES—

For Applicant: Robert Ringel and C. K. Woodbridge.

For Administration: Thomas A. Larkin, Fire Dept.

ACTION OF BOARD—Appeal granted on condition.

MINUTES

THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn.. 4
Negative 0

THE RESOLUTION (260-43-A)

WHEREAS, Robert Ringel for Estate of Margaret A. Jamison, et. al., owners (Daniels and Kennedy, Inc., lessee), filed on May 27, 1943, an appeal from an order and decisions of the fire commissioner, affecting premises 20-40 Jay street, 22-44 John street, 145-165 Plymouth street, and 19-37 Pearl street, southwest corner (Block 19, Lot 1), Borough of Brooklyn; and

WHEREAS, Order 10217-LF, issued by the fire commissioner February 26, 1943, reads:

"1. Provide a separate and distinct system of automatic sprinklers throughout building having at least one source of water supply, arranged and equipped as provided in Chapter 26, Article 16, Administrative Code."

and

WHEREAS, said order was referred to in a decision of the fire commissioner dated May 21, 1943; and

WHEREAS, the decision of the fire commissioner dated March 30, 1943, reads:

"In response to your letter of March 26th wherein you request reconsideration of Order No. 10217-LF affecting the above mentioned premises, you will please be advised that this order has been issued in view of the fact that conditions have been changed since the original modification was granted by the Board of Standards and Appeals on a similar order and also due to the combustible and inflammable material that is now stored in the building.

The order has been acted upon by the Board and any further modification may be obtained only through an application to the Chairman of the Board for a re-opening of the original appeal."

and

WHEREAS, the applicant states the building is 10 stories and pent house (147 ft. 6 in.) in height; 206 ft. 6 in. by 200 ft. in area; of Class 1 construction; erected in 1912; located in an unrestricted use district and used as follows: cellar, to 10th floor, warehouse, 20 persons throughout; pent house, offices, 40 persons; and

WHEREAS, the applicant contends that the resolution adopted by the Board December 15, 1933 has been fully complied with; that Order 10217-LF issued February 16, 1943, is not based on mandatory law, but is issued under the discretionary power of the fire commissioner and requires the installation of a sprinkler system throughout the building; that in 1933, the order required a sprinkler system in the cellar only; that from 1912 to 1940 the premises were occupied as a sugar refinery with an occupancy of 214 persons; that the present occupancy is only 60 persons; that until the issuance of the cellar sprinkler order, the premises had been subject to inspection for over 20 years without any serious complaint; that the building is equipped with the usual approved standpipe system and other auxiliary fire appliances; that the building is fire-proof and all stories above the first floor are subdivided into four sections by 8 in. concrete walls with all openings therein protected by double automatic fire doors; that the cellar sprinkler order issued in 1933 was predicated upon the desirability of preventing firemen from being trapped in flooded areas; that the existing spiral stairways were removed and standard enclosed stairways were installed and 15 floor openings were installed on the first floor each at least 12 in. in diameter fitted with steel cover and suitable for the introduction of Fire Department cellar pipes; that the present use consists of storage and is less hazardous than the prior factory use; that the building is provided with a 24-hour watchmen service with central office connection and 24-hour armed guard patrol; that the entire fire alarm system is also connected to central office station; and

that the construction of the cellar ceiling would make it difficult to install sprinklers in full compliance with the requirements; that the cellar is unheated; that the building is equipped with an approved 4-in. standpipe system having two risers each located in an enclosed stairway and equipped with 100 ft. of hose at each outlet and cross-connected in the cellar; that there are 16 hydrants, 9 high pressure and 7 low pressure, located on the four street fronts of the building; that the cost of installing the sprinkler system in compliance with the order would be \$107,000; that the materials required are critical and unless a high priority is obtained cannot be secured, and the tank structure or pressure tanks cannot be delivered regardless of priority; that the premises are in the process of liquidation by the estate and the best offer received has been about \$250,000, which is one-third of the assessed valuation and therefore the expense of \$107,000 for complying with the order of the fire commissioner would not be justified.

Resolved, that the order of the fire commissioner, Order 10217-LF, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the premises shall be maintained substantially as outlined and to the satisfaction of the fire commissioner; that this action is without prejudice to issuance by the fire commissioner of a new order within three (3) months in the event that the conditions within the building are changed so as to present in his opinion a basis for reissuing the order; that the amount of rubber tires and newsprint in rolls shall be restricted to a total capacity of one floor each and that such material shall be disposed on such floors to the satisfaction of the fire commissioner.

266-43-A

APPLICANT—George Edward Beatty, for Beatty and Berlenbach, for St. Mel's Roman Catholic Church owner.

SUBJECT—Appeal from a decision of the acting borough superintendent.

PREMISES AFFECTED—26-01 154th street, southeast corner of 26th avenue (Block 4849, Lot 1), Flushing, Borough of Queens.

APPEARANCES—

For Applicant: John J. Beatty.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn...
Negative

THE RESOLUTION (266-43-A)

WHEREAS, Beatty and Berlenbach for St. Mel's Roman Catholic Church, owner, filed on May 29, 1943, an appeal from a decision of the borough superintendent, affecting premises 26-01 154th street, southeast corner 26th avenue (Block 4849, Lot 1), Flushing, Borough of Queens, and

WHEREAS, the decision of the borough superintendent dated May 21, 1943, on Alt. Applic. 187-43, reads:

"13. The erection of a frame public building within the fire limits is contrary to Sec. 4.1.2 N.B. Code.

14. The area of the proposed building exceeds same as permitted in Sec. 4.2.1. N.B. Code.

15. The area of the proposed building exceeds same as approved by the B.S.A. resolutions 107-43-A and 201-43-A.

16. Wood frame construction details to conform with Sec. 8.7.2.3 N.B. Code.

17. The quality and sizes of lumber shall conform with Sec. 7.1.4 N.B. Code.

18. Provide fire stopping as per Sec. 8.7.1.8.1.

19. Live load shall be considered as 100 lbs. per sq. ft. Sec. 7.3.2.2.5."

and

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WHEREAS, the applicant states the premises consist of a plot 190 ft. by 100 ft. in area; located in a business use district, upon which it is proposed to erect the building in question which will be one story (19 ft. 6 in.) in height 36 ft. by 80 ft. in area; of Class 4 construction and occupied as a church, 300 persons; and

WHEREAS, the applicant contends that the proposed building will be substituted for that permitted by the Board under Cal. 201-43-A and will exceed the area of the building permitted by the Board on May 4, 1943 by 880 sq. ft.; that the building in question is in existence in knock-down unit form in the yards of the Patrick Construction Corporation, Elmhurst, New York, and is a second-hand structure in sound structural condition; that any substitution of members would have to be done with new timber for which a priority would have to be obtained and priority assistance would in all probability not be granted for the proposed use; that Objection 17 as to the quality of the timber will be complied with, but exception is requested as to the size of timbers; that as to Objection 18, that the floor of the proposed building will consist of cement pavement on the ground and therefore no fire stopping is involved; that this floor construction will safely sustain a live load of 100 lbs. per sq. ft.; that it is proposed to surface the exterior of the building walls and roof with asbestos shingles; that exits directly to the exterior will be provided of the number, size and type as required by the Building Code; that heat will be generated in a boiler room of fireproof construction separated from the frame building by 8 in. of masonry; that the hot air heating pipes will be placed not closer than 6 in. to any wood construction and it is therefore requested that the Board grant a variance, permitting the erection of the building in question for a temporary period.

Resolved, that the decision of the borough superintendent on Alt. Applic. 187-43, Objections 13 to 19 inclusive, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the building shall be maintained substantially as proposed and for the use proposed as herein set forth and substantially as indicated on plans filed with the borough superintendent under Alt. Applic. 187-43; that in all other respects, the building shall comply with the requirements for a similar building when erected outside the fire limits, except as to area; that the area shall not exceed the dimensions stated; that the boiler room shall be separated as proposed from the balance of the building by fireproof construction including a fireproof roof over the boiler room; that the hot air heating pipes shall not be nearer than 6 in. to the side wall of the auditorium and shall be properly protected with incombustible material where such pipes enter; that the space between the pipes and the side wall shall be protected with $\frac{1}{8}$ in. asbestos or equivalent material for a distance of 5 ft. in all directions; that the frame of the building shall be braced to the satisfaction of the borough superintendent; that this variance shall continue only during the term of the present emergency and not over one (1) year thereafter.

275-43-A

APPLICANT—Samuel Rosenblum, for Wendell Foundation, owner.

SUBJECT—Appeal from an order and a decision of the fire commissioner.

PREMISES AFFECTED—51-55 Beekman street, south side, 144 ft. 3 in. east of William street and 81-85 Ann street (Block 93, Lots 31, 32 and 33), Borough of Manhattan.

APPEARANCES—

For Applicant: Samuel Rosenblum and E. E. Bloodgood.

For Administration: Insp. Maher, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.... 4

Negative 0

THE RESOLUTION (275-43-A)

WHEREAS, Samuel Rosenblum, for Wendell Foundation, owner, filed June 4, 1943 an appeal from an order and decision of the fire commissioner, affecting premises 51-55 Beekman street and 81-85 Ann street, south side of Beekman street, 144 ft. 3 in. east of William street (Block 93, Lots 31, 32 and 33), Borough of Manhattan; and

WHEREAS, order 15371-LF, issued by the fire commissioner July 21, 1942, reads:

"1. Restore sprinkler system to a working condition by turning water on. Art. 16, Ch. 26, Adm. Code.

2. Provide a test of 150 lbs. for the entire system including siamese connection. Art. 16, Ch. 26, Adm. Code.

and

WHEREAS, the order was repeated in a decision of the fire commissioner dated May 7, 1943 which reads:

"In reply to your letter in which you propose to repair and restore the sprinkler system to a non-automatic system as adequate compliance with Order 15371-LF, you are advised to submit the matter on an appeal to the Board of Standards and Appeals within 30 days, as compliance with the present order requires a wet system."

and

WHEREAS, the applicant states that the building is 5 stories (83 ft.) in height, 71 ft. 11 in. by 139 ft. 9 in. in area, of Class 3 construction, equipped with a sprinkler system, erected over 50 years ago, located in an unrestricted use district and used throughout by one tenant for storage of office supplies and stationery with an occupancy of 3 persons; and

WHEREAS, the applicant contends that the buildings are divided into 3 sections with two stairways in each section and fire escapes on the front of 51 and 55 Beekman street and 81 and 83 Ann street; that the section between 51 and 55 Beekman street has horizontal openings protected by fire doors; that there are also openings between 51 and 53 Beekman street, protected at the third floor only; that the entire premises is used by one tenant for the storage of office supplies, typewriters and stationery in their original containers; that proper aisles are maintained and the buildings are accessible from two street fronts on each of which street fronts there are fire escapes; that 10 years ago, there was a connection to the water supply of the building to the west of Ann street and as a result of change of ownership, this connection was discontinued and the equipment has been maintained dry; that the sprinkler system installed throughout has a siamese on Beekman street; that the building is unheated and it is proposed to maintain the present equipment as a dry system; that in view of the non-hazardous occupancy of the building, it is believed the protection afforded by the dry system, will furnish sufficient facilities for fire extinguishing purposes; that it is also proposed to provide an additional siamese on the Ann street front.

Resolved, that the order of the fire commissioner, Order 15371-LF, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the sprinkler system shall be maintained as proposed as a dry system; that additional siamese shall be installed on the Ann street front; that this variance shall continue only so long as the building is occupied as an unheated warehouse for the storage of office supplies, stationery and equipment; that all openings in the interior walls shall be as shown; that all stock shall be stored not nearer than 18 in. to the sprinkler lines; that a sign shall be installed at siamese at both street fronts reading "dry sprinkler system"; that such sign shall be painted aluminum; that a watchman service shall be maintained throughout the building for periodic inspections during the day and night.

289-43-S

APPLICANT—Edgar J. Moeller, for Trustees of Columbia University in the City of New York, owner.

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SUBJECT—Variation of the labor law as cited in a decision of the acting borough superintendent.

PREMISES AFFECTED—427-431 West Broadway, east side, 275 ft. north of Spring street (Block 501, Lots 8, 9 and 10), Borough of Manhattan.

APPEARANCES—

For Applicant: Edgar J. Moeller.

For Administration: Fred Dalhem, Dep't of Housing and Buildings.

ACTION OF BOARD—Application granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners Savage and Blum and Deputy Chief Gunn.... 4

Negative 0

THE RESOLUTION (289-43-S)

WHEREAS, Edgar J. Moeller, for Trustees of Columbia University in the City of New York, owner, filed June 11, 1943, an application for variation of the Labor Law, as cited in a decision of the acting borough superintendent; premises: 427-431 West Broadway, east side, 275 ft. north of Spring street (Block 501, Lots 8, 9 and 10), Borough of Manhattan; and

WHEREAS, the decision of the borough superintendent, dated June 11, 1943, re B.N. 952-43, reads:

"1. Show compliance with Rule 6 of the Factory Exit Rules of the Board of Standards and Appeals, which permits a horizontal exit as a required means of egress only when both sides of a fire wall are occupied by the same occupant on any floor.

2. Show full compliance with Section 267 of the New York State labor law. Doors opening on balconies used as horizontal exits should be fireproof, level with the floors, kept continuously unlocked and unobstructed, and should be double-swinging to permit egress in two directions from either fire area."

and

WHEREAS, the building is 5 stories (60 feet) in height, 75 ft. by 90 ft. in area; of Class 3 construction; located in an unrestricted use district; erected before 1913; occupied since as follows: Cellar, boiler room and storage, 2 persons; north section, 1st floor, mfg. small printing presses; south section, wine bottling, 12 persons; 2nd floor, north section, mfg. printing presses; south section, mfg. pads and envelopes, 12 persons; 3rd floor, north, spot welding machinery; south, storage, 12 persons; 4th floor, mfg. cosmetics, tooth pastes, perfumes, 12 persons; 5th floor, same, 12 persons—that the building is equipped with two 4 ft. wide wood stairs enclosed in fire-retarded partitions, equipped with fireproof, self-closing doors and extending from roof directly to street; and

WHEREAS, the applicant contends there now exists in each section, a 4 ft. wide wood stairway enclosed in properly fire-retarded partitions, extending continuously from sidewalk to roof with landings and self-closing fireproof doors on each floor 2nd to 5th, inclusive; that in addition, there is now existing on each of these floors, a horizontal exit through the party wall protected on each side of wall with approved type of fireproof door on inclined track and fusible link; that the fourth and fifth floors are each occupied by a tenant, who has both sections of the building and these doors are therefore kept open at all times; that the 2nd and 3rd floors, however, are each occupied by two tenants, one in each section, and although the owner has issued strict orders that the party wall doors must be kept open, there have been times when these doors have been found closed and barred; that to provide a second means of egress on the 2nd and 3rd floors, it is proposed to erect a party wall balcony on each of these floors as shown with access to same from each section through a fireproof self-closing door glazed with plain glass, which can be easily broken if the door is locked, the balcony to be built and supported as per the Code requirements, 44 in. wide, 48 in. high railing, floor covered with sheet iron, exit doors to be 3 ft. 4 in by 7 ft. 0 in. to swing outwardly.

Resolved, that the decision of the borough superintendent on B.N. Applic. 952-43, Objections 1 and 2, be and it hereby is *modified* and that the appeal be and it hereby is *granted on condition* that the party wall balcony shall be constructed and maintained as proposed, to furnish a second means of exit from each section of the building; that the floor of such balcony shall be furnished with a flame plate of sheet iron or reinforced concrete plank; that the existing openings with fire doors in the dividing wall shall be maintained; that the permitted occupancy shall not exceed the legal occupancy based on the primary means of exit in each section; that in all other respects, the building and occupancy shall comply with all laws, rules and regulations applicable thereto.

258-37-A

APPLICANT—James G. Coffin, owner.

SUBJECT—Application for consideration—reopening and extension of permit—Appeal from a decision of the commissioner of buildings.

PREMISES AFFECTED—35-55 223rd street, northeast corner of 37th avenue (Block 6192, Lot 60), Bayside, Borough of Queens.

APPEARANCES—

For Applicant: James G. Coffin.

For Administration: Fred Dahlem, Dept. of Housing and Buildings.

ACTION OF BOARD—Appeal reopened and permit extended.

THE VOTE TO REOPEN AND EXTEND PERMIT—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn.. 4

Negative 0

THE RESOLUTION (258-37-A)

WHEREAS, this appeal from a decision of the commissioner of buildings affecting premises 35-55 223rd street, northeast corner of 37th avenue (Block 6192, Lot 60) Bayside, Borough of Queens, was granted by the Board July 7, 1937, on certain conditions, for a temporary period of three (3) years, permit extended on March 11, 1941 and the applicant requested a further extension of the temporary period.

Resolved, that the Board of Standards and Appeals does hereby *amend* the resolution of March 11, 1941, only in so far as it has reference to the term of the permit, so that as amended, this portion of the resolution shall read:

"Granted for a term of three (3) years to expire March 11, 1947, to permit the premises under appeal to be occupied as a nursing home,"

MATERIALS SUBMITTED FOR APPROVAL

1041-40-SM

APPLICANT—Olsen Products Incorporated, owner (request for reopening made by The Patent and Licensing Corporation—A. C. Olsen).

SUBJECT—Application reopened April 13, 1943—amendment to resolution of December 17, 1940 re approval of Olsen Gypsum Lath Spring Wire Clips PC, MC, PS and Corner Clips, to include the approval of these clips with an additional designation in non-bearing studless partitions.

APPEARANCES—

For Applicant: A. C. Olsen.

ACTION OF BOARD—Laid over to June 29, 1943 at 2 P. M., for further consideration by the Board.

907-42-SM

APPLICANT—Von Duprin Division, Vonnegut Hardware Company, owner; H. W. Acton Company, agent.

SUBJECT—Von Duprin Fire and Panic Exit Bolts or Devices, Types A, A2, B2, C2, E, F, H, J, K, L, Q, S, U, V1, X and Y, approval of.

MINUTES

APPEARANCES—

For Applicant: H. W. Acton.

ACTION OF BOARD—Material approved in accordance with report of Committee on Tests.

THE VOTE TO APPROVE—

Affirmative: Chairman Murdock, Commissioners

Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (907-42-SM)

WHEREAS, the Von Duprin Division, Vonnegut Hardware Company, owner, filed on December 29, 1942, an application with the Board of Standards and Appeals for approval of the material known as the Van Duprin Fire and Panic Exit Bolts or Devices, Types A, A2, B2, C2, E, F, H, J, K, L, Q, S, U, V1, X and Y; and

WHEREAS, this material was submitted to the Committee on Tests of the Board for test and report; and

WHEREAS, the report of the Committee on Tests reads:

REPORT ON COMMITTEE ON TESTS

May 28, 1943.

Cal. 907-42-SM

Subject: Von Duprin A, A2, B2, C2, E, F, H, J, K, L, Q, S, U, V1, X and Y Fire and Panic Exit Bolts or Devices, approval of.

The Von Duprin Division, Vonnegut Hardware Company, Indianapolis, Indiana, filed December 29, 1942, with the Board of Standards and Appeals an application under the requirements of C26-178.0b Administrative Building Code, for approval of the above models of Fire and Panic Exit Bolts or Devices.

DESCRIPTION

These devices are self-releasing exit latches, combining in one unit the usual door locking devices and self-releasing mechanism. The system of levers is designed so as to release the lock and latches simultaneously and permit the doors to open by the application of force on a cross bar extending across the interior side of the door. All parts are constructed of brass or bronze except as otherwise described herein.

Use: These latches are intended for use in connection with exit doors of theaters, schools, churches, and other public or factory buildings equipped with single or double doors swinging outward.

Assembly: The Von Duprin line of exit latches is represented by two distinct types, namely, side latches and top and bottom latches, according as to whether the bolt engages the door strike in the horizontal or vertical direction. Each type consists of a cross bar, stile, lock door strike and a central case enclosing members which connect the cross bar to the latch. The exterior hardware comprises a regular grip and trim or knob and escutcheon.

Side Latches—The side latches are so called from their side or horizontal engagement with the door strike, and are represented by the double acting mortise latch and the single acting rim latch type.

Bar Mechanism—The bar mechanism consists of push bar extending across the interior of door at about the height of the waist, supported at one end by a hinge secured to the stile of the door and at the other between two lugs cast integral with the housing of the double acting levers for the cross bar. The bar is pivoted in a horizontal position about four inches away from the door by means of pins extending through the pivoting portion of the operating bar arm and the two lugs. The pin is secured in place with a short section of spring wire, which is driven from the inside of the housing into and through a hole provided in the pin and lug. In the process of assembly, a spiral spring is inserted in a circular recess in one side of and surrounding the pivot pin hole in the bar arm. The ends of

this spring are anchored to the housing in such a manner as to create an upward pressure on the cross bar and thus counterbalance the weight of the bar.

The case and combination of levers contained herein for producing the double action is similar for all models of this type with the exception that certain models use a shorter case. A finger case integral with the cross bar arm bears against offset portions of two levers sliding within the case. The coil spring secured at one end to a lug cast integral with the case is fitted over a lower projecting hub of the fulcrum and hooked over a lug on this lever. These two members are assembled in such a manner that when the fulcrum is turned until the recess ends receive the pivot posts on the extreme end of these levers, the projections will lock the cross bar in a neutral position, from which movement of the bar either up or down will be resisted by the coil spring. Downward motion of the bar operates the lock releasing striker direct and upward motion operates it by means of the lever and the intermediate fulcrum.

The internal working levers are held in their proper places and their movement guided in the case housing by bosses and by the cover plate, which is secured by flat head machine screws.

Mortise Lock—The latch plate is joined to the open end of the cast iron case by two rivets passing through the case and lugs cast on the latch plate.

The beveled latch bolt is molded, during the process of casting, to a steel latch rod. The other end of this rod passes through and rivets over a steel plate. A coil spring of several turns is assembled on the latch rod between washers riding against the plate and bolt. The whole is assembled with the spring compressed between the latch bolt and recessed lug cast on the base to guide the latch rod, tending to hold the bolt outward.

The arm which operates on the bolt rod plate wedges between the guide and plate, in this manner limiting the outward movement of the bolt when engaged with the strike. In a fully retracted position, the latch rod plate touches the back of the case or in some models travel is stopped by a boss cast on the case for this purpose.

A retracting cylinder extends through the case and cover with one arm adjacent to the latch rod plate in such a manner that turning this cylinder from without by means of a key disengages the bolt and holds it in this position until released by the key. The cover plate is held by flat head machine screws threading into tapped bosses cast integral with the case.

INSTALLATION

The exit devices are installed upon single or double doors swinging outward in a manner characteristic of all door hardware. The latch devices are made with variable length of cross bar and upright rods, adaptable to the specified width, height and thickness of each individual door, width of stile, and type of the astragal used on the particular set of doors.

For fitting side latches of the mortise type, it is necessary to chisel a pocket in the edge of the door conforming to the shape of the lock case, allowing the latch plate to be fitted flush with the door. A rectangular slot about 7/16 by 2 in. long is cut through from the inside of the door to the mortise, providing means for the operation of a striker arm which connects the bar mechanism to the latch bolt members. If outside hardware is used two holes spaced 3-3/16 in. center to center in a vertical line are drilled from the outside surface to permit the insertion of a locking cylinder and knob or thumb grip lever.

The door frame is recessed for a strike to fit flush with the frame at the proper height to bring the latch bolt into alignment with the strike opening. The strike is usually secured in this position by two wood screws. The cross bar unit is mounted on the interior

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surface of the door with the bar extending across the door in a horizontal position, and the housing enclosing the double acting mechanism placed over the mortise so as to allow the striking arm sufficient space to fully retract the latch bolt by either upward or downward movement of the cross bar. The hinge and housing are each held at their respective positions to the door stiles by four brass wood screws.

The top and bottom type of latch does not require a mortise in the door. The cross bar is hinged in a manner similar to that employed with the side latch. A vertical latch is placed with its housing secured flush with the bottom edge of the door by six wood screws. A latch is correspondingly fitted at the top of the door or in vertical alignment with the bar housing and bottom latch. The upright rods connecting the latch units to the central case are adjusted by the ball end screw to the length necessary to bring each bolt into full engagement with its strike when the push bar is in a neutral position, and to completely withdraw each bolt from the strike by depressing or extending the push bar.

The rabbit former and buffer plate are secured in the usual way, so as to provide a stop for the active door of the double door swinging outward.

OPERATION

The latches described herein are all self-releasing latches, operable from within by pressure on the cross bar at any point, regardless of whether the latch is deadlocked or not. The relation and operation of the internal parts of each individual type of latch have been mentioned previously.

These devices were inspected and tested by the Underwriters' Laboratories, Inc., (Report, Safety Appliance No. 163, April 16, 1943) and found to be practicable to install, operate and maintain, and are constructed to give reasonable strength and durability in service. These devices are considered a reasonable safeguard against entrapping crowds at exits in case of panic.

Further application has been made for approval of Types A, F, U, X (War Emergency Construction) for use only during the period of the war emergency. These appliances are of the same design and construction as those reported above except for the substitution of malleable iron for some of the parts. These appliances were subjected to test through 100,000 cycles by the Underwriters' Laboratories. Tests were made to determine the force required for manual operation (see Underwriters' Supplemental Report No. 163, dated April 16, 1943) and it was found that the devices operated fully under both normal and simulated panic conditions. When the bronze and brass parts are again available, replacements of the malleable iron parts can be made so as to make the devices correspond with those previously described.

RECOMMENDATIONS

On the basis of the test and report of Safety Appliance No. 163 of the Underwriters' Laboratories it is recommended that the Von Duprin Fire and Panic Exit Bolts, Types A, A2, B2, C2, E, F, H, J, K, L, Q, S, U, V1, X and Y, be approved for use in New York City under the provisions of C26-191.0 and C26-285.0 of the Administrative Building Code and in specific cases, subject to a variation by the Board in such cases under Section 272, Par. 3, of the State Labor Law provided the device has a label permanently affixed reading: "Approved by the Board of Standards and Appeals for use in New York City under Cal. 907-42-SM" and that temporary approval be given for types A, F, U, X for the duration of the war emergency, provided the devices bear a label reading "Approved by the Board of Standards and Appeals for use in New York City during the War Emergency under Cal. No. 907-42-SM" and

provided further that these devices be replaced with those constructed of brass or bronze within six months after the end of the war emergency.

(Sgd.) BERNARD A. SAVAGE,
Commissioner,

CHARLES M. BLUM,
Commissioner,

LESLIE V. HUBER,
Chief Engineer,
Committee on Tests.

and

WHEREAS, this report recommended the approval of this material.

Resolved, that the Board of Standards and Appeals does hereby approve the material known as the Von Duprin Fire and Panic Exit Bolts, Types A, A2, B2, C2, E, F, H, J, K, L, Q, S, U, V1 and Y, on condition that the material be manufactured, installed and labelled, stamped or tagged in accordance with above report.

Adjourned: 5:10 P. M.

JOSEPH J. DOYLE, Chief Clerk.

*CORRECTION

The minutes of the meeting of the Board of Standards and Appeals held on June 8, 1943, as they appeared in Bulletin No. 24, Vol. 28, are hereby corrected to read as follows:

239-43-A

APPLICANT—B. D. Bradford, for the Tanglefoot Co., owner.

SUBJECT—Appeal from a decision of the fire commissioner re packaging of combustible mixture known as "Victory Difusor Liquid" in one gallon and one-half gallon glass jugs (capacity of glass jugs not in conformity with Administrative Code Specifications).

APPEARANCES—

For Applicant: D. E. Williams.

For Administration: Insp. Meyer, Fire Dep't.

ACTION OF BOARD—Appeal granted on condition.

THE VOTE—

Affirmative: Chairman Murdock, Commissioners
Savage and Blum and Deputy Chief Gunn... 4

Negative 0

THE RESOLUTION (239-43-A)

WHEREAS, B. D. Bradford, for the Tanglefoot Company, owner, filed on May 4, 1943, an appeal from a decision of the fire commissioner, relating to the packaging of a combustible material known as "Victory Difusor Liquid Insecticide" in gallon and half gallon glass jugs as cited in a decision of the fire commissioner; and

WHEREAS, the decision of the fire commissioner dated March 12, 1943, and repeated in a decision of the fire commissioner, dated May 14, 1943, reads:

"Re 22-402:

To advise that this sample label recently submitted must be disapproved, as not complying with the provisions of the Administrative Code, a copy of which is enclosed for your information.

It is necessary that the sample labels for all sized containers be filed.

It is regretted that this request to use glass containers exceeding 32 ounces must be denied. An appeal

*Correction—The name "N. E. Williams" changed to "D. E. Williams" in appearance for applicant and the number "915," changed to "950" in lines 25 and 51 of resolution.

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from this decision may be taken to the Board of Standards and Appeals, 10th floor, Municipal Building, Manhattan."

and
WHEREAS, the applicant states that Victory Difusor Liquid is marketed in New York City under Certificate of Approval No. 950, issued by the fire commissioner; that the War Production Board has ordered the discontinuance of tin plate andterne plate for packaging of insecticides; that the only containers which can be used are glass jugs, as herein proposed of one gallon and one-half gallon capacity, made to specifications as shown on Sketch No. B11741 and C11851, filed with this appeal, as manufactured by the Anchor Hocking Glass Company; that these bottles will be equipped with screw caps of metal until such time as the use of metal is prohibited by the War Production Board, when screw caps manufactured with plastic or other suitable material will be used; that these caps will be threaded to fit the bottleneck thread of the glass container and will be equipped with suitable gasket and liner to make a tight contact with the lip

of the glass container; that the liquid will be packed four gallon containers to a case with interlinings and separated by corrugated boards to prevent damage in transit; that the half-gallon containers will be packed six to the case in a similar manner.

Resolved, that the decision of the fire commissioner dated May 14, 1943, be and it hereby is *modified* and that the appeal be and it hereby is *granted* to permit the material as proposed to be marketed in glass jugs of approximately one-half gallon and approximately one gallon in size, *on condition* that such containers shall be used only for the liquid bearing a certificate of approval issued by the fire commissioner under No. 950; that the label shall comply with the requirements of the Administrative Code therefor and shall meet the satisfaction of the fire commissioner; that this variance shall be for a period of 6 months only, pending action by the Board after a general application for approval has been filed by the manufacturers, Anchor Hocking Glass Company; that in all other respects, the jugs and packing shall be as proposed.

NOTICE

WARNING

Notice is hereby given to all appellants and applicants, and to all lawyers, architects and engineers representing owners or lessees in proceedings before the Board—

First, That if they do not appear in person or by representative at the hearing of their case, dismissal for lack of prosecution is likely to result.

Second, That due and ample notice of the date set for hearing is provided in the publication in this BULLETIN of the calendars of the Board, each case being set down by calendar Number and the premises under the date of the hearing.

Third, That no plea of ignorance of the date of the hearing can be entertained in view of this publication and the posting of the calendars on the bulletin board in the

offices of the Board and of the further publication of the calendars in the daily press.

Fourth, That no one is entitled to written notice of the date for the hearing in his case, and that the plea of failure to receive such notice is no excuse for neglect to appear.

Fifth, That the business of the Board is to dispose of all cases promptly; therefore, no appeal or application will be held in abeyance by reason of failure of the appellant or applicant to file necessary data, or by any other method of delay.

Sixth, That no appeal or application will be accepted for filing unless, at the time of filing, all papers, plans and data required by law are supplied, as specified on the blank appeal or application forms.

FORMS FOR NOTICE TO PROPERTY OWNERS

Applicants, under the building zone resolution, are entitled to one copy of Form 7NO.

If they desire additional copies, for their own convenience in notifying property owners, they may obtain such

copies at the office of the Board of Standards and Appeals, Room 1018, Municipal Building, Manhattan, at three cents each—postage to be added if the forms are forwarded by mail.

THE BUILDING LAWS

Now on Sale

THE VARIOUS BUILDING LAWS OF THE CITY OF NEW YORK ARE NOW published in FOUR SEPARATE VOLUMES, consisting of matters affecting or relating to the construction, maintenance, alteration, demolition, removal of structures and buildings in the City of New York; including excerpts from the STATE LABOR LAW, PLUMBING CODE, ELEVATOR RULES, THE NEW YORK CITY CHARTER, the complete BUILDING CODE OF THE CITY OF NEW YORK; the MULTIPLE DWELLING LAW, the STATE PLASTERING LAW, various local laws, and building and construction rules and regulations adopted by various City and State agencies.

These volumes are now ON SALE at the office of the Supervisor of the City Record, ROOM 2213, MUNICIPAL BUILDING, MANHATTAN, NEW YORK CITY. The price for the complete set of four volumes is \$4 (\$4.10 by mail), single volumes each containing certain parts of the above described legislation, \$1 (by mail \$1.10).

(Continued from Page 541.)

are a scattering of non-conforming uses which were in existence prior to the adoption of the Zoning Resolution in 1916. These include businesses in buildings built for the purpose and in outmoded residential structures.

A second exception consists of those limited frontages originally zoned for residence, but subsequently changed by amendment from residential to business use. A third group consists of business uses admitted by action of the Board of Standards and Appeals usually accompanied by restrictions calculated to minimize their unfavorable effect upon adjoining residence. A fourth group consist of isolated business uses permitted by court decisions in instances where owners appealed from decision of the Board of Standards and Appeals. A fifth and relatively numerous group consists of violators of the zoning regulations, ranging from those who make some pretense of operating within the permitted 'accessory uses' under the Zoning Resolution, to those who violate its provision flagrantly and with apparent impunity.

Considerable distances along the Grand Concourse are relatively free of any and all of these exceptions, and are wholly residential in character. Within the limits of the present proceeding, namely: from the vicinity of Fordham Road southward to the vicinity of 180th Street, all these types of exceptions are to be found in such number, and under such circumstances, as to raise serious questions of public policy. It was in these circumstances that the Commission decided to initiate the present proceeding to permit public consideration of the issues involved.

The amendment was the subject of a public hearing duly held by the Commission on February 24, 1943, Cal. No. 33. Some questions arose, and the hearing was continued to March 10, 1943, Cal. No. 28, at which time the hearing was closed. Aside from a request for deferment of action made by a representative of the office of the Borough President, there was no appearances. The Commission is persuaded, however, that this is an important matter, in which its action may affect other similar proceedings and it is, therefore, impelled to state the bases of its action somewhat more fully than usual.

It might seem to some persons that the frontage of the Grand Concourse within the limits of the present proceeding is so comprised, so far as desirable residential use is concerned, as to justify or require its transfer to some less restrictive type of Use District. It may be argued that it is impossible to enforce the zoning regulations under the circumstances obtaining there. The question before the Commission, therefore, is whether it should recognize as a *fait accompli* the combined effect of all of the encroachments on the frontage of the Grand Concourse in the area covered by the present proceeding, so far as destruction of the original character of the Concourse and its zoning are concerned, by modifying the Use District Map as contemplated in this proceeding.

After full consideration of the issues involved, the Commission is of the opinion that it should not do so. So far as the legally existing non-conforming uses are concerned, they are no more important in this instance than in many other cases throughout the City. So far as the uses admitted on permit of the Board of Standards and Appeals are concerned, it is to be noted that they are subject to conditions tending to limit any unfavorable influence on the permitted structures and uses. In those more numerous cases where the character of the Grand Concourse has been even more seriously impaired by lax enforcement or outright violation of the law, the Commission is of the opinion that there is no proper alternative to taking its stand unequivocally in support of enforcement of the law.

The Commission is, therefore, of the opinion that the change contemplated in the proceeding under consideration should not be made; that such adjustments as are justified by special circumstances and individual hardship should continue to be made, as contemplated in

the Charter and Zoning Resolution, by the Board of Standards and Appeals, with suitable provisions for the protection of the public interest; that it would be unfortunate if the courts undertake piecemeal rezoning of the frontage of the Grand Concourse, but that even this possibility ought not influence the Commission to advance bad zoning; and finally that means should be sought among all the agencies involved for the more effective enforcement of existing zoning regulations. The Commission is impelled to these conclusions not only by the circumstances in this case, but by the knowledge that precedents may be established here which will have their effect on the public welfare throughout the City. The proposed amendment is therefore disapproved, and the proceeding ordered filed."

"(CP-2937)"

"The property proposed to be rezoned is occupied by two five-story apartment buildings, one of which contains two basement stores in violation of existing zoning. The adjoining property to the north is occupied by a one-story market building and by a six-story apartment building containing stores on the ground floor. The adjoining property to the west and that located directly opposite on the southerly side of East 180th Street are improved with six-story and five-story apartment buildings, respectively. The easterly side of Grand Concourse is occupied by a five-story apartment building and by a group of one-story stores.

The amendment was the subject of a public hearing duly held by the Commission on June 2, 1943, Cal. No. 21. There were appearances both in favor of and in opposition to the proposed rezoning and the hearing was closed.

An acknowledged protest objecting to the proposed rezoning was submitted by the owner of the property adjoining on the west. The holdings of the protestant represent 34 per cent of the area immediately adjacent to the property proposed to be rezoned.

Under date of May 27, 1943, the Advisory Planning Board of The Bronx advised the Commission of its opposition to the proposed zoning amendment.

The matter was considered further at a meeting of the Commission held on June 16, 1943, Cal. No. 21. It appeared that this zoning petition was designed to legalize certain illegal non-conforming uses for which a zoning variance had been denied although there presently exists in the immediate vicinity of the affected property a number of similar non-conforming uses resulting from the lack of enforcement of the zoning regulations or permitted either by zoning variances or court action.

As stated in the Commission's report on a more extensive rezoning of the Grand Concourse south of Fordham Road (CP-2846), the Grand Concourse was projected as an outstanding artery of the boulevard type and there has been a strong effort to maintain it as such. In the meantime, there has also been a consistent effort to break down the almost exclusive residence zoning of the abutting property. This situation has resulted in the legalizing of some non-conforming uses where such action was appropriate but in numerous other cases lax enforcement or outright violation of the zoning regulations has too long been condoned.

Zoning is designed to appropriately regulate the use of property within specified districts and in accordance with a general pattern. Due provision is made for the disposition of cases involving special circumstances or individual hardship and in such cases rezoning is not the usual remedy.

In view of all of the circumstances involved in the instant case and in line with the Commission's views respecting the desirability of maintaining the present zoning of the Grand Concourse as outlined in its report on the proposed rezoning of this boulevard from East 180th Street to East 187th Street (CP-2846), it was determined that the amendment under consideration would not provide appropriate zoning for the property to which it relates and it was thereupon disapproved."

SUPPLEMENT TO THE BULLETIN

OF THE

BOARD OF STANDARDS AND APPEALS

CITY OF NEW YORK

Issued under authority of Chapter 27, Section 665 of the Charter of the City of New York.

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DIRECTORY

BOARD OF STANDARDS AND APPEALS

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OFFICE HOURS FOR PUBLIC—9 a. m. to 4 p. m. Saturdays
9 a. m. to 12 noon.

Address all communications to the Chairman.

CONTENTS

This issue of the Supplement to the Bulletin contains a complete list of—

Approved Materials, Appliances and Methods of Construction through May 25, 1943.

Note: Under each approval, reference to V —, No. —, —, means the volume, the number of the Bulletin and the page in which the resolution incorporating description, terms of approval and limitations of use are published.

Caution—Resolution should be consulted in every case for pertinent details.

Excerpts from the New York City Charter and the Administrative Building Code.

Facsimile of Application Form for Approval of Materials and Appliances.

FOREWORD

For the convenience of the public and the Administrative Departments, the Board is publishing in this Supplemental Bulletin a list of Materials, Appliances, and Methods of Construction that have been approved by the Board since its creation under Chapter 503 of the Laws of 1916, through May 25, 1943 and supersedes the list published in the Supplement dated November 25, 1941. By the terms of that amendment to the Greater New York Charter, the Board was empowered to test materials and the present New York City Charter continues this power under Section 666 Paragraph 1 reading, "The Board shall have power to test and approve materials and appliances to be used pursuant to law." The requirement that all Materials, Appliances and Methods of Construction shall be approved is provided in Section C26-178.0.b of the Administrative Building Code. The definition of "approved" is in Section C26-14.0. Section C26-191.0.a provides that "the sole authority to test and approve materials and appliances is vested in the Board."

This list does not include such materials and appliances as may have been approved prior to 1916 by the Board of Standards of the Fire Department or the several Superintendents of the Departments of Buildings even though such approvals were certified by the Corporation Counsel as automatically becoming approvals of the Board. The reason for their non-inclusion is that due to subsequent changes in the law, practically none of the approvals given prior to 1916 have any present application.

Any such materials, appliances or methods of construction, which have been accepted for general use prior to or since 1916 should be submitted to the Board for test and approval under the present requirements of law, so that they may be included in the published list, when next issued. Due to improvements in construction methods and design of materials and appliances as well as amendments to the law, some materials and appliances herein listed may no longer meet the terms of their approval or the present law. In these instances, such materials and appliances should be resubmitted so as to keep the approvals abreast of the latest designs and methods.

It has been the purpose of the Board in publishing this list to make it complete, and if any approvals are omitted it has been by inadvertence. At most, this list is merely a synopsis and index. *Reference in all cases should be made to the resolution of approval itself.* For convenience, the index includes under each item the Calendar Number of the application and the issue of the Bulletin in which the resolution of approval appeared. In such resolutions, the record of tests, the description of the material, appliance or method of construction is set forth as well as the basis of the approval and the extent of the permitted use.

HARRIS H. MURDOCK, Chairman.

RULES

	Last Publication in Bulletin
Blended Cements, Rules for Testing and Use of	Nov. 24, 1942—Vol. 27, No. 47
Carbon Dioxide Liquefier, Rules	Mar. 10, 1942—Vol. 27, No. 10
Certificates of Occupancy, approved form	Nov. 25, 1941—Vol. 26, No. 47
Concrete Flat Slabs, Rules	July 13, 1937—Vol. 22, No. 28
Concrete Masonry Units, Rules for Manufacture, Testing and Use of	June 24, 1941—Vol. 26, No. 25
Concrete Rules (Hydrated Lime)	Aug. 3, 1937—Vol. 22, No. 31
Elevator Rules	Mar. 3, 1936—Vol. 21, No. 9
Exit Rules (Revolving Doors)	June 15, 1937—Vol. 22, No. 24
Factory Exit Rules	Feb. 2, 1943—Vol. 28, No. 5
Fire Alarm Rules (Interior)	June 8, 1943—Vol. 28, No. 23
Fire Drill Rules	May 25, 1943—Vol. 28, No. 21
Fire-resistant, Flameproof Materials, etc., Rules for Testing of	June 1, 1943—Vol. 28, No. 22
Fire Retarding Rules for Garages, etc.	Dec. 16, 1941—Vol. 26, No. 50
Fireproof Wood, Testing of	Apr. 13, 1937—Vol. 22, No. 15
Frame Garages, Ruling for	Jan. 21, 1919—Vol. 4, No. 3
Fusion Welding and Gas Cutting Rules	Apr. 27, 1943—Vol. 28, No. 17
Gas Shut-Off Rules	Apr. 7, 1925—Vol. 10, No. 14
Hatchway Protection	June 5, 1928—Vol. 13, No. 23
Insulating Fibre Board Rules	Mar. 23, 1943—Vol. 28, No. 12
Oil Burner Rules	Sept. 1, 1942—Vol. 27, No. 32
Opening Protective Assemblies, Rules for Inspection of	July 28, 1942—Vol. 27, No. 30
Paint, Varnish and Lacquer Spraying Rules	Sept. 8, 1942—Vol. 27, No. 36
Platform Trucks, Specifications for	Nov. 24, 1936—Vol. 21, No. 47
Plumbing Rules	Aug. 3, 1937—Vol. 22, No. 31
Plumbing Rules (Submerged Inlets; Protective Methods to Prevent Contamination of Water Supply)	Dec. 15, 1942—Vol. 27, No. 50
Procedure, Rules of	Sept. 7, 1937—Vol. 22, No. 36
Refrigerating Systems, Extract A.C.	Aug. 26, 1941—Vol. 26, No. 34
Smoking in Factories, Rules for	June 1, 1943—Vol. 28, No. 22
Sprinkler Rules	June 29, 1937—Vol. 22, No. 26
Standpipe Fireline Rules	June 8, 1937—Vol. 22, No. 23
Structural Alterations, Reporting	June 7, 1932—Vol. 17, No. 23
Tank Trucks, Fuel Oil, etc.	Nov. 24, 1936—Vol. 21, No. 47
Tank Trucks, Gasoline, etc.	Nov. 24, 1936—Vol. 21, No. 47
Wire Glass Rules (Amendment to Rule 505 of Industrial Code)	Apr. 10, 1923—Vol. 8, No. 15

ACOUSTICAL MATERIAL (See also Fibre Board, Plaster and Gypsum Wallboard)

ARMSTRONG CORK COMPANY.

1367-39-SM V. 27 No. 39 P. 990

Corkoustic—An all cork product. Approved as incombustible material for use as sound and heat insulation. Approved under Section C26-191.0a.

56-42-SM V. 27 No. 44 P. 1095

Armstrong's Cusiontone—Wood chips pulped and formed into a fibrous board— $\frac{1}{2}$, $\frac{5}{8}$, $\frac{7}{8}$ in. thicknesses. Approved as acoustical material—may not be used where combustible materials are prohibited. Approved under Section C26-191.0a.

F. E. BERRY, JR. & CO., INC.

1178-39-SM V. 24 No. 41 P. 1429

Berry-Cel Mineral Acoustical Tile made from powdered limestone talcum and silicate of soda, incombustible. Approved under Sections C26-88.0, C26-178.0b and C26-191.0.

CELOTEX CORPORATION.

257-40-SM V. 25 No. 21 P. 732

Acousteel—perforated and unperforated galvanized steel panels of 24 U. S. gauge—backed with compressed rock wool fibres. Approved under Section C26-178.0b.

258-40-SM V. 25 No. 20 P. 689

Acousti-Celotex—mineral tile of rock wool with a binder of asbestos and starch—incombustible.

Acousti-Celotex cane tile of bagasse felted together, combustible.

Absorbex type A, C and F—long wood fibres with a binder of high temperature cement—heavier fibres in C and F—incombustible.

Calicel—expanded slag with a mineral binding agent—incombustible.

Calistone—expanded slag with Portland cement as binder—incombustible.

Muffletone—an expanded mineral product made of gypsum—incombustible. Approved under Section C26-178.0.

INDUSTRIALS INCORPORATED.

269-41-SM V. 26 No. 26 P. 9

Softone Acoustical Tile or Atoz Insulation—Composite of Magnesium Oxide, Magnesium Chloride combined with animal glue and quartz particles—ferrous oxide and air bubbles added. Approved as incombustible under sec. C26-88.0 and as acoustical and insulation material under Sections C26-178.0b and C26-191.0.

JOHNS-MANVILLE SALES CORP.

82-41-SM V. 26 No. 9 P. 3

J-M Permacoustic—made of clay and Rock Wool—may be used cemented or suspended.

J-M Sonacoustic—Compressed water-proofed rock wool fibres in perforated metal pans—suspended.

J-M Spongeoustic—made of asbestos fibre, Portland cement and finely ground sponge—cemented.

J-M Transite Acoustical Units perforated Transit plate 1 in. rock wool block plus asbestos paper—nailed.

Above materials approved as incombustible—under Section C26-88.0 (1.80).

J-M Fibreoustic—made of combustible pure wood fibre felted into a porous board.

All materials approved under Section C26-178.0b.

1221-40-SM V. 26 No. 12 P. 4

J-M Aircoustic Sheets—J-M Duct Lining—inorganic material with a binder $\frac{1}{2}$ in. and $1\frac{1}{2}$ in. thicknesses—incombustible. Approved under Sections C26-88.0 and C26-178.0b.

KEASBEY AND MATTISON COMPANY

32-41-SM V. 28 No. 4 P. 1

Sprayed "Limpet" Asbestos (Acoustical Treatment). Approved as an acoustical and thermal material. Approved under Section C26-191.0a.

DAVID E. KENNEDY, INCORPORATED.

293-40-SM V. 25 No. 26 P. 9

Koustex—manufactured of wood fibre water-proofed by magnesium binder supplemented with magnesium salt—incombustible. Approved under Sections C-26-88.0 and C26-178.0b.

295-41-SM V. 27 No. 42 P. 10

Kencoustic—Manufactured of ground cork held together by its natural gum. Approved as an acoustical material—may not be used where combustible materials are prohibited. Approved under Section C26-191.0a.

NATIONAL GYPSUM CO.

985-40-SM V. 25 No. 44 P. 14

corrected in V. 25 No. 50 P. 16

Acoustex—pure wood fibres with a binder of magnesium oxysulphate.

Travacoustic—pure white gypsum with induced multiple air cells—density 24 pounds p.c.f.

Acoustimetal—perforated and unperforated 26 U. S. Gauge Terre plate panels with upturned edges—backed with compressed rock wool fibre pads.

Above approved as incombustible under Section C26-88.0 (1.80).

Econocoustic (Fibre Acoustical Tile)—pure wood fibre felted into a porous board.

All materials approved under Section C26-178.0b.

Refer to the resolution for details of approval and limitations of use.

OWENS-CORNING FIBERGLAS CORPORATION
620-40-SM V. 27 No. 30 P. 884
"Fiberglas" Thermal and Sound Insulation. Approved
under Sections C26-178.0b and C26-191.0a.
(See Resolution of Approval).

S. GYPSUM COMPANY.
1144-40-SM V. 26 No. 45 P. 1491
Acoustone—made from mineral wool fibres and a binder.
Perfatone—terne plate pans holding pads of compressed
rock wool fibres.
Perforated Asbestos Board Units—perforated asbestos
boards backed by rock wool pads.
Approved as incombustible and acoustical under Sec-
tions C26-88.0 and C26-178.0b.
Quietone—combustible pure wood fibres, felted together.
Approved under Section C26-178.0b and under the In-
sulating Fibre Board Rules.

WESTERN SILICAIR PRODUCTS, INC.
877-40-SM V. 25 No. 50 P. 1665
Silicair Acoustical Tile Units—diatomaceous earth with a
binder of cementitious adhesive material—incombustible.
Approved under Sections C26-88.0 and C26-178.0b.

ADHESIVES

PETER COOPER CORP.
369-41-SM V. 28 No. 19 P. 400
Peter Cooper Standard No. 1 Extra Special Hide Glue
and Peter Cooper Standard 1 $\frac{3}{8}$ Hide Glue (Animal).
Animal glue used to secure wood, which comprises
building fixtures. Approved under Section C26-191.0.

MINNESOTA MINING & MANUFACTURING CO.
800-40-SM V. 26 No. 30 P. 1141
EC-269 3-M Acoustical Cement—a resin type adhesive
containing inorganic filler, resin plasticizer and a vola-
tile solvent. Approved under Section C26-178.0b.

EMPLAR OIL PRODUCTS CO.
1151-40-SM V. 26 No. 8 P. 321
Acousti-Gum Adhesive—coal tar and natural naval store
resin with asbestine filler mixed with a solvent consist-
ing of petroleum naphtha and a plasticizing oil. Ap-
proved under Section C26-178.0b.

AIR CONDITIONING EQUIPMENT (Refrigerating)

CARRIER CORPORATION.
200-39-SA V. 24 No. 18 P. 662
Carrier Self-Contained Air Conditioning Units, Model
50L, Types 50G, 50H and 50M. Approved.
New Models Added. Models 41B, 41Q, 51B1, 51B2, 51C2,
51D2. Self contained Air Conditioning Units. Ap-
proved.
183-41-SA V. 27 No. 21 P. 589
Carrier Humidifier, Type 49D2—for humidifying indoor
air. Approved under Section C26-178.0b.
661-39-SA V. 25 No. 31 P. 1132
Carrier Industrial Humidifier, Type 29R. Industrial Hu-
midifying in ducts. Approved under Section C26-191.0.
834-39-SA V. 25 No. 31 P. 1133
Carrier Room Air Conditioner (Weather Master-Unit),
Types 48F, 36E, 36F, 36G, 36H, 39D, 39J, 39Q, 39R,
39G, 43Q and 43T. For cooling, heating, humidifying
and circulation of air. Approved under Section C26-
191.0.
835-39-SA V. 26 No. 12 P. 447
Carrier Home Weathermaker, Model 59H. A suspended
humidifying, heating and cooling unit for residences.
Approved under Sections C26-1312.0, C19-96.0, C19-
97.0 and C19-98.0

ANTI-SIPHON DEVICES

(See also Plumbing Fixtures)

AMERICAN RADIATOR AND STANDARD
SANITARY CORPORATION.
208-39-SA V. 24 No. 31 P. 1201
Standard Sanitary Tank Vacuum Breaker (anti-vacuum
ballcock). Approved under Section C26-1277.0.
1036-41-SM V. 27 No. 12 P. 305
American Radiator and Standard Sanitary Corporation,
HF12302 or F-575 Vitreous China Flushing Rim Dental
Lavatory with Integral Vacuum Breaker. Approved
under Sec. C26-1277.0,h.
798-41-SM V. 27 No. 9 P. 227
American Radiator and Standard Sanitary Corp. HK15755
Vacuum Breaker. Approved under Sec. C26-1277.0,h.

AMERICAN STERILIZER COMPANY
439-41-SM V. 26 No. 28 P. 1039
Aeroflush Bedpan Washer—equipped with vacuum breaker.
Approved under Sec. C26-1277.0,h.
892-42-SA V. 28 No. 10 P. 210
American Precision Water Sterilizer—Equipped with
vacuum breaker. Approved under Sec. C26-1277.0,h.

BEATON-CALDWELL MANUFACTURING
COMPANY.
370-39-SA V. 24 No. 22 P. 823
Caldwell Syphon Breaker and Agitator, No. 115 (for use
with submerged inlets). Approved under Section
C26-1277.0.
165-39-SA V. 24 No. 21 P. 769
Caldwell Syphon Breaker, No. 125 (for flush valves).
Approved under Section C26-1277.0.

BRIDGEPORT BRASS COMPANY.
611-40-SM V. 25 No. 28 P. 1029
V. 26 No. 42 P. 1402
Bridgeport Brass Company Vacuum Breaker (for flush-
ometer units). Approved under Section C26-1277.0.

MODESTO CALLEJO.
270-38-SA V. 23 No. 29 P. 941
Bidoro Vacuum Breaker, Type D (for flushometers or
other submerged inlets). Approved under Section C26-
1277.0.

COLDWATER BRASS COMPANY.
439-39-SA V. 24 No. 22 P. 824
Anti-Back-Syphonage Ballcock, C.B.C. No. 136. Approved
under Section C26-1277.0.

COYNE & DELANY CO.
908-40-SM V. 26 No. 1 P. 21
V. 27 No. 8 P. 194
Coyne & Delany Vacuum Breaker, No. 50 (for flush-
ometer valves). Approved under Section C26-1277.0.
116-40-SM V. 25 No. 24 P. 857
Coyne & Delany Vacuum Breaker, No. 95 (for flush-
ometer valves). Approved.
379-39-SA V. 24 No. 22 P. 824
Delany Vacuum Breaker, DV No. 90, (for flush valves).
Approved under Section C26-1277.0.
842-38-SA V. 23 No. 51 P. 1625
Delany Vacuum Breaker, DV No. 88 (for flush valves).
Approved under Section C26-1277.0.

Refer to the resolution for details of approval and limitations of use.

CRANE COMPANY.

- 174-38-SA V. 23 No. 29 P. 940
Novac Flush Valve-Vacuum Breaker. Approved under
Section C26-1277.0.
750-38-SA V. 24 No. 5 P. 168
Crane C-7830 Vacuum Breakers for Supply Fixtures.
Approved under Section C26-1277.0.
345-38-SA V. 23 No. 29 P. 942
Crane Company Vigilant Vacuum Breaker (for flush-
ometer valves). Approved under Section C26-1277.0.

A. F. CURTIN VALVE CO.

- 94-41-SM V. 26 No. 23 P. 840
Curtin Rotary Ballcock. Approved under Section C26-
1277.0.

THE DIERKER COMPANY.

- 1059-41-SM V. 27 No. 19 P. 539
Vacuum Breaker Unit. Approved when used with Dierker
Therapeutic apparatus, under Sec. C26-1277.0,h.

HEDGES & BROTHER.

- 186-39-SA V. 24 No. 14 P. 510
Hedges & Brother Pilot Vacuum Breaker. Approved
under Section C26-1277.0.

THE HOSPITAL SUPPLY CO.

- 860-42-SA V. 28 No. 19 P. 401
Climax Water Sterilizer. Hospital type water sterilizer
with vacuum breaker and connected directly to house
water supply. Approved under Rule 5, of the Board's
Rules, Relative to Submerged Inlets and Protective
Methods to Prevent Contamination of Water Supply.

IMPERIAL BRASS MFG. CO.

- 1439-39-SM V. 25 No. 28 P. 1025
Imperial Vacuum Breaker, Model M-1139. Approved
under Section C26-1277.0.
351-38-SA V. 23 No. 50 P. 1582
Watrous Flush Valve and Vacuum Breaker, Models Im-
perial, Majestic and Jewel. Approved under Section
C26-1277.0.

INDIANA BRASS CO.

- 837-40-SM V. 25 No. 49 P. 1637
Indiana Brass Company Anti-Syphon Float Valve, No. 88.
Approved under Section C26-1277.0.
2-43-SM V. 28 No. 5 P. 108
Indiana Brass Anti-Siphon Float Valve, No. 89. Approved
for use under Sec. C26-1277.0,h.

KOHLER COMPANY.

- 492-39-SM V. 24 No. 31 P. 1208
Kohler K-9251 Float Valve and Vacuum Breaker. Ap-
proved under Section C26-1277.0.

BERNARD MARSACK.

- 685-39-SM V. 24 No. 27 P. 1029
Beal Vacuum Breaker for Flush Valve Equipped Fixtures.
Approved under Section C26-1277.0.

MACDONALD HARDWARE MFG. CO.

- 1539-39-SM V. 25 No. 50 P. 1665
Kramer Vacuum Breaker. Approved under Section C26-
1277.0.

MULTIPLEX MANUFACTURING COMPANY.

- 883-41-SM V. 27 No. 7 P. 10
Crispin Air & Vacuum Valves. Approved under Se
C26-1277.0,h.

MURRAY AND SORENSON, INC.

- 494-39-SM V. 24 No. 29 P. 110
Murray and Sorenson, Inc. Vacuum Breaker Types 1 and
2. Approved.

NORMAN BOOSEY MANUFACTURING COMPANY.

- 888-41-SM V. 26 No. 52 P. 17.
Boosey No. 2010 Vacuum Breaker. Approved in siz
3/4" to 4" under Sec. C26-1277.0,h.

NORTHERN INDIANA BRASS CO.

- 416-39-SA V. 24 No. 24 P. 9
Nibco Ace Type Back-Siphon Ballcock. Approved under
Section C26-1277.0. V. 25 No. 28 P. 10.
Nibco King Anti-Siphon Ballcock, No. 09A. Approved
above.

PELTON AND CRANE COMPANY.

- 1105-39-SM V. 26 No. 3 P. 1
Pelton and Crane Company Vacuum Breaker. Approv
under Section C26-1277.0.
139-42-SM V. 27 No. 19 P. 5
Vacuum Breaker Unit used with Pelton Surgical Cuspi-
dor. Approved under Sec. C26-1277.0,h.

PENBERTHY INJECTOR COMPANY.

- 1200-38-SA V. 24 No. 11 P. 4
Penberthy Vacuum Breaker. Approved under Secti
C26-1277.0.

RITTER DENTAL MFG. COMPANY

- 190-40-SM V. 25 N. 15 P. 5
Ritter Model C Dental Cuspidor. Approved under Se
tion C26-1277.0.

SCOVILL MANUFACTURING COMPANY.

- 515-39-SM V. 24 No. 27 P. 10
Scovill Vacuum Breaker Ballcock, No. 18. Approv
under Section C26-1277.0.
942-38-SA V. 24 No. 7 P. 2
Scovill M.V.B. No. 21 and No. 22 Ballcocks. Approv
283-40-SM V. 25 No. 21 P. 7
Scovill Vacuum Breaker Ballcock, No. 24-VB. Approv
under Section C26-1277.0.
109-39-SA V. 24 No. 11 P. 4
Scovill "S" Vacuum Breaker Ballcocks. Approved und
Section C26-1277.0.

SLOAN VALVE COMPANY.

- 167-38-SA V. 23 No. 29 P. 9
Sloan Vacuum Breaker Model V-60-A. Approved und
Section C26-1277.0.
1224-39-SM V. 24 No. 46 P. 16
Sloan V-100-A Vacuum Breaker. Approved under Se
tion C26-1277.0. V. 25 No. 49 P. 16
Sloan V-100-A Vacuum Breaker—improved model. A
proved under Section C26-1277.0.
139-40-SM V. 25 No. 25 P. 9
Sloan V-100-B Vacuum Breaker. Approved under Se
tion C26-1277.0. 57-41-SM V. 26 No. 24 P. 8
Sloan "Lo-Flo" Flush Valve Water Closet Combinati
Approved under Section C26-1277.0c.

Refer to the resolution for details of approval and limitations of use.

PEAKMAN COMPANY.

563-41-SM V. 26 No. 44 P. 1465

Speakman Company I. P. S. Back Syphon Preventor, sizes $\frac{1}{2}$ in., $\frac{3}{4}$ in., and 1 in. Approved under the provisions of Section C26-1277.0h.

VAC-O-VENT COMPANY.

477-39-SM V. 24 No. 24 P. 914

Vac-O-Vent for Plumbing Fixtures, Model B. Approved under Section C26-1277.0.

WATTS REGULATOR COMPANY.

346-39-SA V. 24 No. 21 P. 771

V. 24 No. 46 P. 1651

Watts Vacuum Breaker, No. 88. Approved under Section C26-1277.0.

WEBER DENTAL MFG. COMPANY

413-40-SM V. 25 No. 28 P. 1028

Weber Vacuum Breaker for Dental Cuspidors. Approved under Section C26-1277.0.

413-40-SM V. 26 No. 30 P. 1140

Weber Vacuum Breaker for Dental Cuspidors—improved model. Approved.

S. WHITE DENTAL MFG. CO.

1354-39-SA V. 25 No. 9 P. 308

S. S. White Master Dental Unit. Approved under Section C26-1277.0h (14.8.2.8) as an anti-siphon device.

366-40-SM V. 25 No. 21 P. 733

S. S. White Non-Siphoning Cuspidor No. 7. Approved under Section C26-1277.0.

ANTI-SIPHON VALVES—OIL BURNER

222-33-SA

Dowie Combination Anti-Siphon Valve.

313-34-SA

General Electric Oil Screen Valve, Model CR 7860-E1A (Anti-Syphon Type).

182-34-SA

Genuine Detroit Anti-Syphon Valve, Model CRC-100, Types V and S.

213-34-SA

Grant Syphon Breaker.

192-34-SA

Preferred Type "B" Anti-Siphon Valve.

ANTI-SLIP MATERIAL**SAFE TREAD COMPANY, INC.**

1500-39-SM V. 25 No. 2 P. 50

Safe-Tread Anti-Slip Material—made of cast metals with corundum abrasive particles in the wearing surface. Approved under Sections C26-292.0g1 and C26-527.0.

SAFE-T-METAL COMPANY.

863-40-SM V. 26 No. 2 P. 60

Safe-T-Metal Co. Abrasive—surfaced metal castings—grey iron, bronze or aluminum alloy castings containing abrasive grains in the wearing surface. Approved under Sections C26-292.0g1 and C26-527.0.

Refer to the resolution for details of approval and limitations of use.

AREA WALLS (METAL)**ST. PAUL CORRIGATING COMPANY**

376-41-SM V. 27 No. 43 P. 1076

Lux-Right Metal Areawalls, for basement under wells—14 and 16 gauge sheet steel, galvanized. Approved for use in one and two-family residence structures.

ASH AND CIGARETTE RECEPTACLE

WM. F. CONRAN. 1148-40-SM V. 26 No. 4 P. 156

Narnoc Metal Ash and Cigarette Receptacle—made of metal with a sliding top section which, when dropped, cuts off the supply of oxygen to the bottom section in which is set a removable cup. Approved for use under the provisions of Section C19-165.1b.

BEVERAGE DISPENSERS**(Refrigerated)****AUTOMATIC CANTEN COMPANY OF AMERICA**

392-42-SA V. 28 No. 15 P. 303

"Selective Drink" Canteen (Carbonated Beverage Dispenser)—Electrically operated, coin type, refrigerated beverage dispenser. Approved under Section C19-96.

AUTOMATIC COLEDRIX COMPANY

856-41-SA V. 27 No. 18 P. 516

Coledrix Automatic Carbonated Beverage Dispenser. Approved.

BALLY MANUFACTURING COMPANY

329-41-SA V. 26 No. 44 P. 1464

Bally Beverage Vender—
Bally Automatic Beverage Vender—
approved.

BEVERAGE DISPENSERS, INC.

346-41-SA V. 26 No. 30 P. 1135

Thirst Quencher—an automatic carbonated beverage dispenser. Approved under Section C19-96F.

FRIGIDRINK CORPORATION

614-41-SA V. 26 No. 30 P. 1137

Frigidrink Beverage Dispensing Machine—a compression type refrigerating system using Freon (F12), a carbonating system and a water system. Approved under Section C19-96.0F.

MILLS NOVELTY COMPANY

555-42-SA V. 27 No. 49 P. 216

Mills Coin Controlled Bottle Vendor, Models 45, 47, 47A, 47B, 47N, 66, 96, 98 and 98A—Automatic Beverage dispensing machines. Approved.

SPACARB, INCORPORATED

313-41-SA V. 26 No. 28 P. 1034

Spacarb Automatic Carbonated Beverage Dispenser—a small Frigidaire containing Freon 12 cooling a bath of water. Approved for use under Section C19-96F.

VEND-O-MATIC COMPANY

1091-41-SA V. 27 No. 7 P. 162

Vendrink Beverage Dispensing Machine. Approved for use under Section C19-96F.

BOLTS, NUTS AND RIVETS

AUTOMATIC NUT CO.

188-38-SM V. 23 No. 18 P. 572

Anco Structural Rib Bolts and Anco Lock Nuts—bolt made of carbon manganese steel, nut of hot rolled, open hearth steel with a locking pin. Approved for use under Sections C26-521.0 and C26-368.06, 4a and 5a.

659-40-SM V. 25 No. 47 P. 1569
V. 26 No. 8 P. 320

Anco Lock Nut. Approved for use with all classes of machined and turned bolts under Section C26-521.0.

DARDELET THREADLOCK CORP.

871-38-SM V. 23 No. 52 P. 1658

Dardelet Self-Locking "Rivet-Bolt"—bolt made of carbon manganese steel, nut of cold rolled bar stock, both with self-locking seven threads. Approved for use under Section C26-521.0.

CARBIDE LIGHTS

LINDE AIR PRODUCTS COMPANY.

269-40-SM V. 25 No. 14 P. 497

Carbic Flood Lights, Types C F L 2 and C F L 3—operates on the water recession principle and consists of three main parts, water tank, cake holder and gas bell. Approved.

NATIONAL CARBIDE CORPORATION.

250-40-SM V. 25 No. 18 P. 625

National Carbide V-G Light—consists of a calcium carbide hopper, a water compartment and a pipe leading from the gas chamber to a burner where the acetylene gas is burned. Approved.

250-40-SM V. 27 No. 30 P. 883

National Carbide Floodlight, Models NC-100 and NC-200, Handy Light Model NC-199 and Police Emergency Model NC-299. Approved under Sec. C19-92.0.

CARBON DIOXIDE CONVERTER

CARBONIC GAS EQUIPMENT CO.

241-35-SA V. 20 No. 46 P. 1098

Dry Ice Converter. Approved.

TAYLOR ENGINEERING COMPANY.

1060-38-SA V. 25 No. 8 P. 281

Taylor's C O₂ 150 pound Converter. Approved for use under the rules on Carbon Dioxide Liquefiers.

CEILING SYSTEMS

S. H. POMEROY COMPANY, INC.

424-42-SM V. 27 No. 31 P. 903

"Jackson System" (fastening for acoustical and insulating materials for walls and ceilings). Approved under Sections C26-178.0,b and C26-191.0.

CAULKING COMPOUND

L. SONNEBORN SONS, INC.

715-41-SM V. 28 No. 14 P. 283

Stormtight Caulking Compound. Caulking Compound, wood and metal frames, glazing, painting and sealing, when applied by gun, knife or cartridge form. Approved under Section C26-191.0.

Refer to the resolution for details of approval and limitations of use.

CEMENTS

Masonry Cements

CENTURY CEMENT MFG. CO., INC.

849-38-SM V. 24 No. 31 P. 120

Century Masonry Cement. Approved under Section C26-312.0, C2, for use under Sec. C26-314.0.

COPLAY CEMENT MFG. CO. INC.

433-38-SM V. 23 No. 28 P. 903

V. 24 No. 10 P. 360

V. 26 No. 47 P. 155

Saylor's Velvet Mortar Cement. Approved under Section C26-312.0, C2 for use under Sec. C26-314.0.

GLENS FALLS PORTLAND CEMENT CO.

489-40-SM V. 25 No. 46 P. 153

Iron Clad Brick Cement. Approved as a masonry cement under Section C26-312.0c2, and for use in other mortars under Section C26-314.0.

GREEN BAG CEMENT COMPANY OF WEST VIRGINIA.

79-40-SM V. 27 No. 28 P. 77

Green Bag Non Staining Waterproofed Masonry Cement. Approved as a cement of another type under Section C26-312.0,C,2 and for use in other mortars under Section C26-314.0.

HY-TEST CEMENT CO.

578-38-SM V. 23 No. 30 P. 100

V. 26 No. 14 P. 132

V. 26 No. 47 P. 155

Hy-Test Cement—a masonry mortar. Approved under Section C26-312.0,C2 for use under Sec. C26-314.0.

LEHIGH PORTLAND CEMENT CO.

432-38-SM V. 23 No. 30 P. 999

V. 24 No. 49 P. 176

V. 26 No. 47 P. 155

Lehigh Mortar Cement. Approved as a masonry mortar under Section C26-312.0C2 for use under Section C26-314.0.

LOUISVILLE CEMENT CO.

1176-38-SM V. 24 No. 14 P. 513

V. 26 No. 9 P. 355

V. 26 No. 47 P. 156

Brixment (Masonry Cement). Approved under Section C26-312.0,C2 for use under Sec. C26-314.0.

4-39-SM V. 24 No. 22 P. 82

Stonemason's Brixment. Approved as a cement lime mortar for use in painting and setting of natural stone masonry only under Section C26-360.0.

MEDUSA PORTLAND CEMENT CO.

988-39-SM V. 25 No. 6 P. 192

V. 26 No. 47 P. 156

Medusa Stonset Cement—Medusa Brickset Cement. Approved under Section C26-312.0,C2 for use under Sec. C26-314.0.

NORTH AMERICAN CEMENT CO.

124-38-SM V. 25 No. 7 P. 24

Blue Bond Mortar Cement. Approved under Section C26-312.0,c,2 for use under Sec. C26-314.0.

SOUTHERN CEMENT COMPANY.
311-39-SM V. 24 No. 26 P. 991
Magnolia Stainless Cement. Approved under Section C26-314.0 when mixed with lime as a masonry mortar and limited to the setting, parging, pointing and the backing up of ashlar stonework.

Other Cements

ATLAS LUMNITE CEMENT COMPANY.
1132-38-SM V. 26 No. 50 P. 1656
Atlas Lumnite Cement. Approved as an "other cement" under Sections C26-312.0,C.2. Approved for use in refractory concretes.

Portland Cements

ALLENTOWN PORTLAND CEMENT CO.
986-39-SM V. 25 No. 3 P. 79
Allentown Light Portland Cement—Allentown Dark Portland Cement. Approved under Section C26-312.0,C.

ALPHA PORTLAND CEMENT.
496-39-SM V. 24 No. 31 P. 1208
Alpha Portland Cement (Martins Creek Mill and Cementon, N. Y., Mill). Approved under Section C-26-312.0,C1.

DISPLAY CEMENT MFG. CO. INC.
433-38-SM V. 23 No. 28 P. 903
V. 24 No. 10 P. 360
Saylors Portland Cement. Approved under Section C26-312.0,C1.

EDISON CEMENT CORPORATION.
860-39-SM V. 24 No. 48 P. 1726
Edison Portland Cement. Approved under Section C26-312.0,C.
861-39-SM V. 25 No. 51 P. 1691
Edison Portland Plus Cement. Approved under Section C26-312.0,C.
863-39-SM V. 24 No. 48 P. 1765
Edison Dark Portland Cement. Approved under Section C26-312.0,C.

GIANT PORTLAND CEMENT CO.
802-39-SM V. 24 No. 40 P. 1406
Giant Portland Cement. Approved under Section C26-312.0,C.

IRON FALLS PORTLAND CEMENT CO.
774-39-SM V. 24 No. 31 P. 1218
Iron Clad Portland Cement—Dark Iron Clad Portland Cement. Approved under Section C26-312.0,C1.

HERCULES PORTLAND CEMENT CO.
937-39-SM V. 25 No. 20 P. 687
Hercules Dark Portland Cement—Hercules Gray Portland Cement—Hercules Moderate Heat of Hardening Portland Cement—may also be marketed under the name "Vulcanite." Approved under Section C26-312.0,C.

KEYSTONE PORTLAND CEMENT CO., INC.
1113-39-SM V. 24 No. 31 P. 1206
Keystone Portland Cement. Approved under Section C26-312.0,C1.

LAWRENCE PORTLAND CEMENT CO.
719-39-SM V. 24 No. 42 P. 1498
Dragon Portland Cement. Approved under Section C26-312.0,C1.

LEHIGH PORTLAND CEMENT CO.
795-38-SM V. 23 No. 51 P. 1626
V. 23 No. 52 P. 1661
Lehigh Portland Cement. Approved under Section C26-312.0,C1.

LONE STAR CEMENT CO.
347-39-SM V. 24 No. 29 P. 1104
Lone Star Portland Cement. Approved under Section C26-312.0,C1.

MEDUSA PORTLAND CEMENT CO.
940-39-SM V. 24 No. 41 P. 1427
Medusa White Portland Cement; Medusa White Waterproofed Portland Cement; Medusa Gray Portland Cement; Medusa Gray Waterproofed Portland Cement. Approved under Section C26-312.0,C1.

NATIONAL—PORTLAND CEMENT CO.
667-40-SM V. 25 No. 31 P. 1159
Pioneer Light Portland Cement; Pioneer Dark Portland Cement. Approved under Section C26-312.0,C1.

NAZARETH CEMENT CO.
695-39-SM V. 24 No. 31 P. 1216
Nazareth Portland Cement. Approved under Section C26-312.0,C1.
695-39-SM V. 27 No. 31 P. 879
Nazareth Dark Portland Cement. Approved under Section C26-312.0,C1.

NORTH AMERICAN CEMENT CORP.
124-38-SM V. 23 No. 28 P. 908
North American Portland Cement. Approved under Section C26-312.0,C1.
1190-39-SM V. 25 No. 28 P. 1023
North American Dark Portland Cement. Approved under Section C26-312.0,C1.

PENNSYLVANIA-DIXIE CEMENT CORPORATION.
1324-39-SM V. 25 No. 31 P. 1148
Portland Point Mill; Penn-Dixie Regular Portland Cement; Penn-Dixie Dark Portland Cement. Approved under Section C26-312.0,C1.

676-39-SM V. 24 No. 31 P. 1214
Penn-Dixie Portland Cement (Bath Mill); Penn-Dixie Portland Cement (Nazareth Mill). Approved under Section C26-312.0,C1.

677-39-SM V. 25 No. 31 P. 1147
Penn-Dixie Dark Portland Cement (Bath Mill). Approved under Section C26-312.0,C1.

UNIVERSAL ATLAS CEMENT CO.
1020-38-SM V. 24 No. 6 P. 210
Hudson Atlas Portland Cement; Northampton Atlas Portland Cement; Atlas White Portland Cement; Atlas Waterproofed White Portland Cement. Approved under Section C26-312.0,C1.

WHITEHALL CEMENT MANUFACTURING COMPANY.
1503-39-SM V. 25 No. 6 P. 200
Whitehall Dark Portland Cement. Approved under Section C26-312.0,C1.
1504-39-SM V. 25 No. 6 P. 201
Whitehall Portland Cement (Regular). Approved under Section C26-312.0,C1.

Refer to the resolution for details of approval and limitations of use.

High Early Portland Cements

COPLAY CEMENT MANUFACTURING COMPANY.
63-39-SM V. 24 No. 10 P. 367

Saylor's Hyper Portland Cement (a high early strength Portland Cement). Approved under Section C26-312.0,C.

EDISON CEMENT CO.
862-39-SM V. 24 No. 48 P. 1727

Edison High Early Portland Cement. Approved under Section C26-312.0,C1.

GLENS FALLS PORTLAND CEMENT CO.
774-39-SM V. 24 No. 31 P. 1218

Velo High Early Strength Portland Cement. Approved under Section C26-312.0,C1

KEYSTONE PORTLAND CEMENT CO. INC.
113-39-SM V. 24 No. 31 P. 1206

Velroca High Early Strength Portland Cement. Approved under Section C26-312.0,C1

LAWRENCE PORTLAND CEMENT CO. INC.
849-39-SM V. 24 No. 42 P. 1498

Dragon Superior High Early Portland Cement—known also as Vulcanite All-Purpose Cement. Approved under Section C26-312.0,C1.

LEHIGH PORTLAND CEMENT CO.
795-38-SM V. 23 No. 51 P. 1626
V. 23 No. 52 P. 1661

Lehigh Early Strength Portland Cement. Approved under Section C26-312.0,C1.

LONE STAR CEMENT CO.
347-39-SM V. 24 No. 29 P. 1104

Incor High Early Strength Portland Cement. Approved under Section C26-312.0,C1

NAZARETH CEMENT CO.
695-39-SM V. 24 No. 31 P. 1216

Nazco High Early Strength Portland Cement. Approved under Section C26-312.0,C1

NORTH AMERICAN CEMENT CO.
546-38-SM V. 23 No. 30 P. 1002

Blue Streak High Early Portland Cement. Approved under Section C26-312.0,C1

PENNSYLVANIA-DIXIE CEMENT CORP.
678-39-SM V. 24 No. 31 P. 1214

Penn Dixie Quality High Early Portland Cement. Approved under Section C26-312.0,C1.

UNIVERSAL ATLAS CEMENT CO.
1176-39-SM V. 25 No. 6 P. 198

Atlas High Early Portland Cement. Approved under Section C26-312.0,C1.

WHITEHALL CEMENT MFG. CO.
1505-39-SM V. 25 No. 6 P. 202

Whitehall High Early Portland Cement. Approved under Section C26-312.0,C1.

Refer to the resolution for details of approval and limitations of use.

Foreign Portland Cement

M. L. KHAU 431-38-SM V. 23 No. 29 P. 94
735-38-SM V. 23 No. 40 P. 12
649-39-SM V. 24 No. 24 P. 91
1030-39-SM V. 24 No. 38 P. 13

Seven Castles Brand Portland Cement.

Temple Brand Portland Cement.

Approval of specific shipments from Yugoslavia under Section C26-312.0,C1.

CHECK VALVES—PUMP, FIRE AND DOMESTIC

WILLIAM GAUGE COMPANY.
1-34-SA V. 19 No. 27 P. 16

Hager Silent Check Valve. Approved.

CINDERS

COLONIAL SAND AND STONE COMPANY.
671-40-SM V. 26 No. 18 P. 6

Colonial Sand and Stone Company Crushed Bituminous Cinders. Approved for permissive use as an aggregate in concrete, subject to limitations contained in the resolution.

CLAY PRODUCTS

INSULATED INTERLOCKING BRICK
AND TILE CORP. 989-38-SM V. 23 No. 52 P. 16

Munlock Interlocking Brick—a hollow clay product designed with interlocking ridge and lateral voids. Approved for use in non-load bearing walls and partitions.

NATIONAL FIREPROOFING CORP.
196-40-SM V. 25 No. 31 P. 11

Natco Structural Hollow Clay Partition Tile—2" to 12" in non-load bearing partitions.

Furring tile—1½" and 2".

Vertical Cell Backing Tile—for exterior load bearing wall construction. Approved under Section C26-308.0 (7.1.1.3).

198-39-SM V. 24 No. 12 P. 4

Natco Vertical Cell Backing Tile (for exterior wall construction—made from surface clay. Approved under Section C26-308.0.

NEW JERSEY HOLLOW TILE CORP.
263-39-SM V. 24 No. 12 P. 4

Nu-Raritile (vertical two cell backing tile)—made of surface clay. For exterior load bearing wall construction. Approved under Section C26-308.0.

379-38-SM V. 23 No. 23 P. 4

Kwicklay Backer Block (Hollow Tile)—manufactured from surface clay burned at 2100°F. Approved for use as back-up tile under Section C26-308.0.

JOSEPH ROSE. 1187-38-SM V. 24 No. 7 P. 4

Rose Self Furring Unit (tile for furring)—an extruded clay tile laid in exterior masonry walls with 2" of width of the perforated tile projecting inwardly toward the interior of the building. Approved under Section C26-308.0a, C26-535.0b, C26-685.0.

L. SMIDTH & CO.
110-39-SM V. 24 No. 31 P. 1205
Moler Insulating Brick, Partition Blocks, Floor Blocks, Slabs—made from diatomic earth with an added mixture of plastic clay. Approval of a specific shipment from Denmark under Section C26-309.0.

NITED BRICK WORKS COMPANY
620-38-SM V. 23 No. 42 P. 1295
Belgian Brick (common clay). Approval of a specific lot of 5,000—shipped on S.S. Westernland. Approved under Section C26-307.0.

COLUMNS (ADJUSTABLE)

ADJUSTA-POST COMPANY
250-42-SM V. 27 No. 28 P. 773
Adjusta-Post (jack column) an adjustable post for permanently shoving up floors in buildings. Approved for use in Class 4 construction.

COLUMNS, LALLY TYPE

ATLAS COLUMN COMPANY
421-39-SM V. 24 No. 27 P. 1028
Atlas column (Concrete filled) approved for maximum loads of 12,000 pounds—max. length 7 ft. 11 in.—approved under Sec. C26-191.0.

CONTRACTORS PRODUCTS COMPANY.
264-40-SM V. 25 No. 25 P. 906
Standard Concrete Filled Steel Column—max. length 15 ft.—approved under Sec. C26-191.0.

CONVISER AND COMPANY
203-40-SM V. 25 No. 31 P. 1153
Conviser and Company Steel Shell Concrete Filled Columns—max. length, 9 ft.—approved under Sec. C26-191.0.
25-42-SM V. 27 No. 15 P. 415
Conviser Concrete Filled Steel Columns, Heavy Weight—O.D.—4" (max. length 13' 3"), 4½" (15'); 5½" (16' 1½"). Approved.

CONCRETE, ADMIXTURES

CHEMICAL MARKETING COMPANY.
712-40-SM V. 25 No. 52 P. 1735
Tricasal Normal—an admixture to concrete and cement mortars. Approved under Section C26-178.0b, for permissive use.

MASTERS BUILDERS COMPANY.
1275-39-SM V. 25 No. 52 P. 1733
Pozzolith—hardener and water-proofer for concrete flooring—a ferric alumino silicate and a cement plasticizing agent. Approved under Section C26-178.0b.

PLASTIMENT CHEMICAL CORPORATION.
824-39-SM V. 26 No. 18 P. 645
Plastiment—an admixture in concrete. Approved under Sections C26-178.0b and C26-191.0.

Refer to the resolution for details of approval and limitations of use.

TOCH BROTHERS INCORPORATED.
156-39-SM V. 24 No. 15 P. 552
Toch Brothers "R.I.W." Toxement Integral Waterproofing Compound. Approved for use with cement mortar, stucco and concrete.

CONCRETE AGGREGATES

NEW YORK TRAP ROCK CORPORATION
486-42-SM V. 27 No. 30 P. 888
Clinton Paint Dolomite Crushed Stone. Approved for use as concrete aggregate.
448-42-SM V. 27 No. 52 P. 1285
Verplanck Limestone. Approved for use under the pertinent provisions of the Administrative Building Code.
489-42-SM V. 27 No. 48 P. 1194
Tomkins Cove Crushed Limestone. Approved for use as fine and coarse aggregate in concrete.
487-42-SM V. 27 No. 50 P. 1239
Haverstraw Trap Rock as produced by the New York Trap Rock Corporation. Approved for use as coarse and fine aggregates in concrete.

CONCRETE BUILDING UNITS

H. W. BELL COMPANY.
89-40-SM V. 27 No. 16 P. 441
Bell Concrete Building Units (Hollow and Solid Cinder Concrete). Load bearing and non-load bearing. Approved for use under Sections C26-305.0 and C26-309.0.

CONCRETE UNITS INCORPORATED.
1345-39-SM V. 26 No. 18 P. 648
Cinder Concrete Masonry Units—8" x 2" x 18" Solid Cinder Concrete Fireproofing Unit. Approved under Section C26-309.0d.
8" x 3" x 24", 8" x 4" x 24", 8" x 6" x 24" Hollow Cinder Concrete Partition Units. Approved under Section C26-309.0 a and d.
8" x 6" x 18", 8" x 18", 8" x 12" x 16" Hollow Cinder Concrete Load-bearing Units. Approved under Section C26-309.0a.
8" x 6" x 18", 8" x 8" x 18", 8" x 12" x 16" Solid Cinder Concrete Load-bearing units. Approved under Section C26-309.0b.
8" x 6" x 18", 8" x 8" x 18" Cinder Concrete Hollow Header Backer Units. Approved under Section C26-309.0a.
1346-39-SM V. 26 No. 18 P. 651
Sand and gravel Concrete Masonry Units—8" x 6" x 18", 8" x 8" x 18", 12" x 8" x 16" Hollow Concrete Load-bearing Units. Approved under Section C26-309.0a.
8" x 6" x 18", 8" x 8" x 18" Solid Concrete Load-bearing Units. Approved under Section C26-309.0b.

DE YORGI BROS. INC.
333-39-SM V. 27 No. 30 P. 824
DeYorgi Bros. Concrete Blocks Hollow and Solid Load Bearing Concrete Masonry Units. Approved under Rules of the Board.

FOREST HILLS CONCRETE BLOCK COMPANY, INC.
10-40-SM V. 27 No. 39 P. 990
Concrete and Cinder Blocks—Load bearing and Non-load bearing, hollow and solid. Approved.

F. H. HEDINGER. 138-38-SM V. 23 No. 18 P. 572
Multi-Vent Hollow Building Block in Concrete—1 part
cement, 3 parts sand, 1 part grit, 4 gallons of water per
bag of cement. Approved for use in bearing walls.

HUDSON CONCRETE BLOCK CO. INC.
777-39-SM V. 24 No. 52 P. 1851
Hollow Cinder Concrete Block—8" x 8" x 16" in non-load
bearing partitions. Approved under Section C26-309.0.

CHARLES S. LUISI. 292-39-SM V. 24 No. 22 P. 829
L.A. Cement Blocks 8" x 8" x 16" Hollow Block.
V. 24 No. 38 P. 1334
8" x 8" x 16" Solid Block.
8" x 12" x 16" Solid Foundation Block. Approved under
Section C26-309.0.

PETER MARTINEN. 1376-39-SM V. 25 No. 6 P. 199
Martinen Concrete Blocks.
8" x 8" x 16" Solid Load Bearing.
8" x 12" x 16" Solid Load Bearing.
8" x 8" x 16" Hollow Load Bearing—40% voids.
8" x 12" x 16" Hollow Load Bearing—33% voids.
Mix—6 cu. ft. sand, 1 bag Portland, 5 gallons of water.
Approved under Section C26-309.0.

PERFORIT PAVING BLOCK CORPORATION.
1161-38-SM V. 24 No. 13 P. 474
Perforit Concrete Building Brick—made of Portland
Cement, sand, graded bluestone and limestone screenings.
Approved under Section C26-309.0b.
Perforit Concrete Paving Brick—sizes $3\frac{3}{4}$ x $7\frac{3}{4}$ x $2\frac{1}{2}$ in.
and 8 x 8 x $\frac{3}{4}$ in. Approved.

CONCRETE CONTROL METHODS

SCIENTIFIC CONCRETE SERVICE CORPORATION.
874-41-SA V. 27 No. 4 P. 83
(SC)², Method of Precision Control in Concrete Manu-
facture. Approved under Sec. C26-499.0,d.

CONCRETE CURING METHODS

THE JOHNSON MARCH CORPORATION.
969-38-SM V. 24 No. 20 P. 743
Curcrete (Concrete Curing Method). Approved as an
acceptable method of curing concrete under Section
C26-502.0,c. V. 24 No. 18 P. 664
970-38-SM V. 24 No. 22 P. 837 Corr.
Hunt Process (for curing concrete). Approved as an
acceptable method of curing concrete under Section
C26-502.0,c. 880-38-SM V. 23 No. 46 P. 1431
Ritecure (impervious membrane curing compound for
concrete). Approved as an acceptable method of curing
concrete under Section C26-502.0,c.

CONSTRUCTION METHODS

(See also Floor and Roof Construction)

ATLAS SUPPLY COMPANY.
1134-40-SM V. 26 No. 14 P. 507
"Nailock" Steel Channels and "Screwlock" Backing (Sus-
pended Ceiling System)—cold rolled channels into

Refer to the resolution for details of approval and limitations of use.

which $\frac{1}{4}$ in. rods are welded with welds $5\frac{1}{2}$ in. o.c. to
which channels the backing is attached by nails forced
around the rods; the backing consists of two sheets of
gypsum board with a No. 14 black wire cloth between.
Approved under Sections C26-178.0,b and C26-461.0.

DRILLED-IN CAISSON CORPORATION.

94-39-SM V. 28 No. 1 P. 6
Drilled-In Caisson—A method of construction. The ex-
tension of a superstructure to bed rock through the
underlying soil and into a socket drilled in the bedrock
by means of a drilled pipe caisson with or without steel
core. Approved.

NATIONAL ACOUSTICS, INCORPORATED.

851-40-SM V. 25 No. 46 P. 1540
Simplex Ceilings—a system of suspended ceilings for use
with Acoustimetal—galvanized iron strap hangers sus-
pended supporting "Snap Bar" runners from the ceiling.
Approved under Sections C26-191.0 and C26-178.0,b.

NATIONAL GYPSUM COMPANY.

49-40-SM V. 25 No. 47 P. 1568
Gold Bond Floating Wall (Nail System)—attachment
consisting of a double layer of small mesh expanded
metal lath flanged over a double piece of cardboard,
with the head of a lathing nail being secured between
the metal lath and the cardboard layers. Approved
under Section C26-191.0 and for use in a one hour fire
resistive partition under Section C26-636.0,C.

W. I. LUCIUS.

46-41-SM V. 20 No. 10 P. 382
Simplex Spline Frame (Suspended ceiling system)—pre-
formed angles of 24 U. S. Gauge galvanized steel—
used to support acoustical materials. Approved under
Section C26-178.0,b.

SIMPLON PRODUCTS CORPORATION.

12-40-SM V. 26 No. 29 P. 1077
Simp-L-On and Modified Simp-L-On (adjustable Metal
wall Covering)—made of a galvanized metal shield
built into the brickwork of a wall with an adjustable
bracket. Approved for use under Section C26-460.0.

CONTAINERS (SAFETY FOR GASOLINE AND BENZINE)

MILLER PEERLESS MFG. CO.

516-38-SA V. 24 No. 19 P. 694
Peerless Safety Can for gasoline—sizes 1, 2, 3 and 5
gallons—approved.

ALFRED DUNHILL OF LONDON, INCORPORATED.

202-41-SM V. 26 No. 27 P. 992
Dunhill's Benzique Lighter Fluid Tubules—made of
gelatin, each tubule holding 4 c.c. of lighter fluid. Ap-
proved under provisions of Sec. C19-59.0,c.

DOORS

A. B. C. KALAMEIN DOOR COMPANY

503-40-SM V. 25 No. 40 P. 1347
A. B. C. One and One-half Hour Kalamein Door—stiles
and rails 24 U. S. gauge metal on exposed and 26 U. S.
gauge on unexposed side with wood core. The panel,

$\frac{3}{8}$ in. thick asbestos millboard between two sheets of 24 U. S. gauge metal, extends into 30 U. S. gauge channels inserted in groove side of the stiles. Opening 3' x 6' 10". Frame 16 U. S. gauge. Approved under Sections C26-661.0, C26-662.0 and under the Multiple Dwelling Law.

ACME KALAMEIN DOOR & SASH COMPANY, INC.

854-39-SM V. 25 No. 2 P. 45

Acme Kalamein Door— $1\frac{1}{2}$ hour fire door; stiles and rails of 24 gauge metal with solid white pine core; panel $\frac{3}{8}$ in. thick millboard asbestos glued between 2 sheets 24 gauge metal. For openings 3 ft. by 6 ft. 9 in. Frame 16 gauge steel. Approved under Sections C26-610.0, C26-661.0, C26-662.0, and under the Multiple Dwelling Law, Art. 1, Sec. 4, subd. 10.

AETNA STEEL PRODUCTS CORPORATION.

339-40-SM V. 26 No. 19 P. 699

Aetna Three Hour Hollow Steel Fire Door—semi-flush, stiles and rails 18 U. S. gauge steel, flush side 18 U. S. gauge steel, panel side 20 U. S. gauge steel, reinforcing channels of 14 U. S. gauge steel, insulation one sheet $\frac{3}{8}$ in. asbestos and four $\frac{1}{8}$ in. asbestos shims to build out to flush side of the door; size 3 ft. by 7 ft. $1\frac{1}{4}$ in. thick. Frame 14 U. S. gauge. Approved under Sections C26-610.0, C26-660.0, C26-661.0, C26-662.0, and under the Multiple Dwelling Law.

Modified flush type door and panel type also approved.

83-41-SM V. 26 No. 22 P. 817

Aetna Hollow Steel One Hour Fire Door—stiles and rails of 18 U. S. gauge steel with cellular asbestos insulation; panel of 20 U. S. gauge steel with $\frac{3}{8}$ in. millboard asbestos insulation. Opening 3 ft. by 7 ft.; steel buck of 16 U. S. gauge metal. Approved under Section C26-662.0 and under the Multiple Dwelling Law.

ART METAL CONSTRUCTION COMPANY

197-40-SM V. 26 No. 52 P. 1726

Art Metal $\frac{3}{4}$, 1, $1\frac{1}{2}$ and 3 hour Hollow Metal Fire Doors panel type and semi-flush type. Approved for above fire resistive ratings—opening for par. 5 ft. 8 in. wide by 7 ft. high.

ATLANTIC METAL PRODUCTS, INC.

1319-39-SM V. 24 No. 50 P. 1790

Atlantic Hollow Metal Fire Door—flush type—3 hour fire door—stiles 18 U. S. gauge with interlocking channel of 20 U. S. gauge—flush panel of 18 U. S. gauge steel with 18 U. S. gauge reinforcing channels; cellular asbestos insulation $1\frac{5}{8}$ in. thick—opening 3 ft. 4 in. by 7 ft. Frame combination buck and trim of 16 U. S. gauge steel. Approved for use under Sections C26-660.0, C26-661.0, C26-662.0, C26-665.0 and under the Multiple Dwelling Law.

304-39-SM V. 24 No. 15 P. 553

Atlantic Hollow Metal Fire Door— $1\frac{1}{2}$ hour fire resistive rating—stiles and rails of 18 U. S. gauge steel with interlocking channel of 20 U. S. gauge steel—16 U. S. gauge reinforcing channels at top and bottom, panel of two sheets of 20 U. S. gauge metal with $\frac{3}{8}$ in. asbestos millboard insulation, stile and rail insulation of cellular asbestos $1\frac{5}{8}$ in. thick. Frame 16 U. S. gauge steel—for openings 3 ft. by 7 ft. Approved under Section C26-661.0.

192-41-SM V. 26 No. 23 P. 833

Atlantic Three Hour Fire Door—semi-flush type—stiles and rails of 18 U. S. gauge steel, interlocking channels 20 U. S. gauge steel, reinforcing channels 16 U. S. gauge, flush side of panel 18 U. S. gauge steel, panel side 20 U. S. gauge steel, insulation $\frac{3}{8}$ in. asbestos millboard. Opening 3 ft. by 7 ft. Frame of 16 U. S. Steel. Approved under Section C26-610.0, C26-660.0, C26-661.0, C26-662.0, and under the Multiple Dwelling Law.

CITY FIREPROOF DOOR COMPANY, INC.

274-40-SM V. 25 No. 17 P. 594

City 3 Hour Hollow Metal Door—18 U. S. gauge steel sheet forming one face and two edges; 18 U. S. gauge stiles and rails and panels—two faces separated by $\frac{3}{8}$ in. asbestos millboard, $\frac{1}{32}$ in. air space and $\frac{1}{8}$ in. asbestos millboard for an over-all panel thickness of $\frac{5}{8}$ in. panel moulding of 20 U. S. gauge steel—frames of 14 U. S. gauge steel for 3 hour rating, 16 U. S. gauge for 1 and $1\frac{1}{2}$ hour ratings, size 3 ft. by 6 ft. $10\frac{1}{8}$ in. Approved under Sections C26-660.0, C26-661.0, C26-662.0 and under the Multiple Dwelling Law.

CORNELL IRON WORKS, INCORPORATED.

1428-39-SM V. 25 No. 40 P. 1336

Cornell Rolling Steel Door, Llenroc Type—door may not be used in required means of egress—curtain of 20 U. S. gauge steel interlocking slats with steel wall guides—limit stops—counterbalance mechanism—shaft, helical springs and brackets, etc. Hood 22 U. S. gauge galvanized sheet steel; operating mechanism, two handles secured to bottom bar—self-closing by means of fusible link. Opening 9' x 10'. Approved under Section C26-660.0.

DAHLSTROM METALLIC DOOR COMPANY.

98-40-SM V. 25 No. 27 P. 985
V. 26 No. 6 P. 258

Dahlstrom Three Hour Hollow Metal Fire Door—rails, stiles and panels of 18 U. S. gauge steel, insulated with asbestos millboard shimmed away from unexposed side—rails and stiles reinforced with channels and Z bars. Opening 3'4" x 7'. Frame of 16 U. S. gauge metal. Approved under Sections C26-660.0, C26-661.0, C26-662.0 and under the Multiple Dwelling Law.

WILLIAM E. GAMBRILL AND COMPANY.

1309-39-SM V. 25 No. 51 P. 1695

Gambrill Counterbalanced B-Parting Fire Door—for openings in vertical shafts— $1\frac{1}{2}$ hour fire resistive rating—two equal sized metal clad panels of 24 U. S. gauge over two ply T. & G. wood $\frac{25}{32}$ in. thick each—for openings up to 10 ft. by 8 ft. Approved under Sections C26-610.0 and C26-663.0.

GENERAL FIREPROOF DOOR COMPANY

344-41-SM V. 26 No. 23 P. 836

General $1\frac{1}{2}$ Hour Kalamein Door—stiles and rails $1\frac{3}{4}$ in. thick—lumber covered with 14 U. S. gauge steel plate; interlocking channel of 20 U. S. gauge steel, panel insulated with $\frac{3}{8}$ in. asbestos millboard and formed of 2 sheets of 24 U. S. gauge cold-rolled patent levelled steel—opening 3 ft. by 6 ft. $10\frac{3}{16}$ in. Frame of 16 U. S. gauge steel. Tentatively approved under Sections C26-610.0, C26-661.0, C26-662.0 and under the Multiple Dwelling Law.

General $1\frac{1}{2}$ Hour Hollow Metal Door—stiles and rails of 18 U. S. gauge steel with $\frac{1}{4}$ in. cellular asbestos insulation, interlocking channel of 20 U. S. gauge steel—other details as above.

HARDWOOD PRODUCTS CORP.

997-40-SM V. 25 No. 52 P. 1736

Kim-Wood Fire (Proof) Door— $\frac{3}{4}$ hour rating—constructed of fireproofed wood except for face veneers—flush type—7 ft. by 3 ft. by $1\frac{3}{4}$ in. thick—hung in a pressed steel combination buck and frame. Approved for use under Section C26-662.0.

JAMESTOWN METAL CORPORATION.

964-40-SM V. 25 No. 45 P. 1507

Jamestown Three Hour Hollow Metal Fire Door—stiles and rails of 18 U. S. gauge steel, rails reinforced with closure channels of 14 U. S. gauge steel with an addi-

Refer to the resolution for details of approval and limitations of use.

tional transverse bracing channel of 20 U. S. gauge—panels of 18 U. S. gauge steel—for less than three hour rating 20 U. S. gauge permitted—insulated with 4 sheets 3/32 in. asbestos shimmed out with asbestos stripping to 13/16 in. thickness—insulation of stiles and rails—mineral wool of 6 pounds p.c.f. density—frames of 14 U. S. gauge steel—opening 3 ft. 6 in. by 7 ft.—semi-flush and flush types. V. 26 No. 11 P. 414

Panel type of above door. Above approved under Sections C26-610.0, C26-660.0, C26-661.0, C26-662.0 and under the Multiple Dwelling Law.

JOHN W. KIESLING AND SON, INC.

1380-39-SM V. 29 No. 1 P. 19

Kiesling Hinged Door—¾ hour fire resistive rating—sheet metal over asbestos millboard insulation—for openings up to 50 in. by 35½ in.

Kiesling Bi-Parting Counterbalance Door—¾ hour fire resistive rate—sheet metal panels with asbestos millboard insulation—for openings up to 50 in. by 51 in. Approved under Section C26-663.0 subject to the limitation of Section C26-610.0e.

KINNEAR MFG. CO., INC.

792-38-SM V. 23 No. 52 P. 1657

Kinnear Steel Rolling Door, Akbar Type—3 hour fire door (not to be used in required means of egress)—spring counterbalanced curtain of 20 U. S. gauge steel, interlocking type slats—for openings 9 ft. wide by 10 ft. high. Approved under Sections C26-610.0 and C26-660.0.

McKEE DOOR COMPANY

735-41-SM V. 26 No. 52 P. 1730

McKee Overdoors for garages, service stations, factories, warehouses, etc. Models T, DT, HT, DHT, and UT. Approved.

METAL DOOR CREDIT ASSOCIATION.

830-39-SM V. 26 No. 4 P. 151

N. Y. K-A Fire Door—one hour rating—stiles and rails 1¾ in. thick white pine cores covered with 24 U. S. gauge steel; panel of ¾ in. thick asbestos millboard covered both sides with 24 U. S. gauge steel—frame of 16 U. S. gauge combination steel buck and trim—size 3 ft. by 6 ft. 10 in.

N. Y. K-B Fire Door—one hour rating—stiles and rails of 24 U. S. gauge hollow steel construction, with wood core—panel of ¾ in. asbestos millboard covered both sides with 24 U. S. gauge steel—hollow steel moulding of 20 U. S. gauge with asbestos strip insulation ¾ in. wide by ¾ in. thick; frame of 16 U. S. gauge combination buck and trim—size 3 ft. by 6 ft. 10 in. Approved under Sections C26-662.0, C26-663.0a, and under Art. 1, Sec. 4, subd. 10 of Multiple Dwelling Law.

The list of manufacturers is given below. They are divided into two groups, each making a specific type of door as follows:

N. Y. Kalamein—Type "A" Shops

A.B.C. Kalamein Door Co., 1435 Boone Avenue, Bronx, N. Y.

Hub Door Metal Products, 461 E. 147th Street, Bronx, N. Y.

Pioneer Fireproof Door Co., 807 Zerega Avenue, Bronx, N. Y.

Supreme Kalamein Door Co., 721 E. 133rd Street, Bronx, N. Y.

Ace Metal Door Corp., 226 E. 144th Street, Bronx, N. Y.

Grand Kalamein Sash and Door Co., 340 Stanton Street, N. Y. City.

Lion Fireproof Door and Sash Co., 167 Chrystie Street, N. Y. City.

International Fireproof Door Co., 157 Walworth Avenue, Brooklyn, N. Y.

National Kalamein Co., 418 Johnson Avenue, Brooklyn, N. Y.

Reliable Fireproof Door & Sash Co., 112 Dobbins Street, Brooklyn, N. Y.

Universal Bronze & Steel Door Co., 222-6 Siegel Street, Brooklyn, N. Y.

Firedoor Manufacturing Corp., 204 E. 27th Street, N. Y. City.

Greenpoint Metal Covered Door Co., 133 Green Street, Brooklyn, N. Y.

Long Island Kalamein Door Co., 120-10 15th Avenue, College Point, N. Y.

N. Y. Kalamein—Type "B" Shops

General Fireproof Door Corp., 900 Whittier Street, Bronx, N. Y.

World Steel Products Corp., 448 Tiffany Street, Bronx, N. Y.

Independent Fireproof Door Co., 1706 Atlantic Avenue, Brooklyn, N. Y.

Royal Kalamein Door Co., 161 Jamaica Avenue, Brooklyn, N. Y.

Triangle Steel Products, 246 Russel Street, Brooklyn, N. Y.

Williamsburg Fireproof Products Co., 86 Quay Street, Brooklyn, N. Y.

Temporary approval expired on November 23, 1941.

METAL DOOR AND TRIM COMPANY.

846-40-SM V. 26 No. 11 P. 414

Metal Door and Trim Company One and One-half Hour Hollow Metal Fire Door, Panel Type—stiles of 18 U. S. gauge hollow insulated steel members, panel moulding of 20 U. S. gauge steel, panel of two sheets of 20 U. S. gauge steel separated by asbestos insulation, rails of 18 U. S. gauge steel, rails and stiles insulated with cellular and solid asbestos, frame of 14 U. S. gauge steel, size of door 7 ft. 3 in. by 3 ft. 6 in. Approved under Sections C26-661.0, C26-662.0 and under Art. 1, Sec. 4, subd. 10 of Multiple Dwelling Law.

NORTH AMERICAN IRON AND STEEL

COMPANY, INC. 982-41-SM V. 27 No. 17 P. 489

Narisco Three Hour Rolling Steel Door—20 U. S. gauge slats, 2⅞ in. wide—opening 9 ft. by 10 ft. Approved for 3 hour rating.

OTIS ELEVATOR COMPANY.

972-40-SM V. 26 No. 14 P. 503

The Otis Bi-Parting Counterbalanced Vertical Sliding Elevator Hoistway Door (Regular and By-Pass Type)—consists of two panels of 14 U. S. gauge steel set in 2 x 2 x 3/16 in. angle iron frames with vertical stiffener bars ⅞ in. by 1¾ in. spaced 20 in. O. C., the guides in which they operate, counterbalancing and locking mechanism and movable lintel for pass type doors; shaft face of lower panel of 18 U. S. gauge backed by 1¾ in. of mineral wool insulation—opening 8 ft. by 10 ft. Approved for use with insulation under Sections C26-663.0,b and C26-610.0,c and without insulation under Section C26-663.0,b.

THE PELLE COMPANY.

490-40-SM V. 25 No. 41 P. 1367

Peelle Flush Counterbalanced Door—one and one-half hour rating—panels of two-ply cross laminated white pine 25/32 in. thick covered with 26 U. S. gauge galvanized steel, in 2" x 2" x ⅛" angle frames—counterbalancing halves slide vertically in guides built up of angles, connected by chains, rods and pulleys—openings 6' x 8'. Approved for use under Section C26-663.0.

Refer to the resolution for details of approval and limitations of use.

RICHARDS-WILCOX MANUFACTURING COMPANY.

673-41-SM V. 27 No. 12 P. 305

Richards-Wilcox Fye-R Ward Fire Door and Sliding Fire Door Hardware—Corrugated sheet metal 24 U. S. gauge steel on both sides of 1/16 in. asbestos sheet. Rating—¾ and 1 hour fire resistant.

RICHMOND FIREPROOF DOOR COMPANY.

491-40-SM V. 25 No. 43 P. 1445

Fyrgard B. N.Y.C. ¾ to 1½ Hour Flush Kalamein Door—two ply wood door separated by 1/16 in. thick sheet of asbestos, covered with 24 U. S. gauge galvanized steel—frame of 8 in. steel channels for jambs and head welded together—sill of 8 in. steel channel—opening limited to 3 ft. by 7 ft. Approved under Sections C26-661.0, C26-662.0 and under Multiple Dwelling Law.

492-40-SM V. 25 No. 43 P. 1447
V. 27 No. 6 P. 131
V. 27 No. 52 P. 1286

Fyrgard C N.Y.C. Three Hour Metal-Clad Three-Ply Door—white pine core, three thicknesses, 25/32 in. each, covered with 24 U. S. gauge galvanized steel, same seam reinforcing—opening 10' x 10'—bar track 3⅞ in. x 3½ in. Approved under Sections C26-660.0, C26-661.0, C26-662.0 and under Art. 1, Sec. 4, subd. 10 of Multiple Dwelling Law.

56-41-SM V. 26 No. 14 P. 514
V. 27 No. 52 P. 1286

Richmond One and One Half Hour Flush Kalamein Fire Door—two ply wood core with a 1/16 in. asbestos lining on the stop face, covered with 24 U. S. gauge galvanized stretcher leveled steel, hung in a 14 U. S. gauge steel frame—size 3 ft. 8 in. by 7 ft. Approved under Sections C26-661.0, C26-662.0 and under the Multiple Dwelling Law.

RODDIS LUMBER & VENEER COMPANY.

527-40-SM V. 26 No. 4 P. 154

Roddiscraft Protect Door—1 hour rating—flush type construction, having a wood core, with edge strips of fire-proofed wood covered on each side with a sheet of woven asbestos cloth and crossbanding and face veneer—hung in a 14 U. S. gauge pressed steel combined buck and frame—size limited to 2' 8" x 6' 8". Approved under Section C26-662.0 and under Multiple Dwelling Law.

158-41-SM (V. III) V. 27 No. 29 P. 803

Roddiss Protect 45 Door—White pine wood core, covered each side 1/16" thick asbestos cloth glued to core, then 1/20" veneer of cross banding glued to asbestos cloth—size 2' 8" x 6' 8"—Approved for ¾ hour fire resistive rating.

SECURITY FIRE DOOR COMPANY.

808-41-SM V. 27 No. 12 P. 302

Seco One and One-Half Counterbalanced (Bi-parting) Elevator Door—wood core, asbestos insulation, 24 gauge steel covering for upper half, additional 16 gauge steel covering for shaft side of bottom half. Approved.

T. LOUIS FIRE DOOR COMPANY.

232-42-SM V. 27 No. 25 P. 696

"Ti-Co-Dor" Metal Clad Counterbalanced Freight Elevator Door—Top panel 24 gauge steel sheet over 2 ply wood core separated by 1/16 in. thick asbestos sheet; lower panel—16 gauge steel sheets over same type core with additional sheet of asbestos between core and steel on unexposed face. Approved—1½ hour fire resistive rating.

SUPERIOR FIREPROOF DOOR AND

SASH CO., INC. 420-39-SM V. 24 No. 28 P. 1067

Superior Panel Type Door—3 hour fire door—stiles, rails and panel of 18 U. S. gauge steel—insulation ⅞ in. sheet asbestos—sizes up to 8 ft. by 4 ft.—frame 14 gauge steel.

Superior Flush Type Door—3 hour fire door—made of two 16 U. S. gauge steel sheets, each sheet forming one face and vertical edge; 14 U. S. gauge channel at top and at bottom insulation loose asbestos packed solid—sizes up to 8 ft. by 4 ft.—frame 14 gauge steel. Approved under Sections C26-660.0, C26-661.0, C26-662.0, C26-664.0 and under the Multiple Dwelling Law.

453-41-SM V. 27 No. 17 P. 487

Superior One Hour Kalamein Fire Door—Panels 26 U. S. gauge metal over ⅜" thick asbestos core, rails and stiles 24 U. S. gauge metal over wood core 1⅝" thick, 5" wide. Approved for 1 hr. and ¾ hr. fire resistive ratings.

454-41-SM V. 27 No. 29 P. 800

Superior One Hour Hollow Steel Fire Door—Stiles and rails 18 gauge steel filled with cellular asbestos to 1⅝" thickness; panels of 18 gauge steel over ⅜" asbestos board; 14 gauge steel channeling reinforces stiles and rails. Approved for 1 hour fire resistive rating—opening 6' 8" by 4'.

SUPERIOR STEEL DOOR AND TRIM CO., INC.

1520-39-SM V. 25 No. 5 P. 155

Connell Three Hour Hollow Metal Fire Door—rails, stiles and panels (two sheets) of 18 U. S. gauge steel—insulation of panel—two sheets ¼" and ⅛" asbestos—millboard—insulation of rails and stiles—¼" asbestos sheet—opening 3' 2" x 7'—frame of 16 U. S. gauge steel. Approved under Sections C26-660.0, C26-661.0, C26-662.0 and under the Multiple Dwelling Law.

TRIANGLE STEEL PRODUCTS CORPORATION.

657-40-SM V. 25 No. 31 P. 1156

Triangle Three Hour Hollow Metal Fire Door—rails and stiles 18 U. S. gauge metal, with 16 U. S. gauge closure channels in rails, panel is of two sheets 20 U. S. gauge insulated with two sheets of asbestos ⅜ in. and ⅛ in. thick separated by thin strips of asbestos—rails and stiles insulated with air cell asbestos—opening 3' x 7'—frame 14 U. S. gauge for three hour rating; 16 U. S. gauge for one and one-half hour rating. Approved under Sections C26-610.0, C26-660.0, C26-661.0, C26-662.0 and under the Multiple Dwelling Law.

W. S. TYLER COMPANY.

707-40-SM V. 25 No. 38 P. 1273

Tyler One and One-Half Hour Hollow Metal Fire Door—flush type made of 2 sheets 18 gauge steel, side edges lapping and top and bottom closed with 14 gauge steel channels insulated with 1⅝ in. mineral wool—opening 2' 9" x 7'—frame of 16 gauge steel. Approved under Sections C26-610.0, C26-661.0, C26-662.0, C26-663.0, under the Multiple Dwelling Law and under the Labor Law.

**UNITED METAL PRODUCTS DIVISION OF
DIEBOLD LOCK AND SAFE COMPANY.**

659-39-SM V. 24 No. 31 P. 1212

United Metal Products Division of Diebold Lock and Safe Company One Hour Hollow Metal Door—1 hour fire resistive rating; stiles and rails of 19 U. S. gauge steel, rails reinforced with 18 U. S. gauge channels, panels of two sheets of 24 U. S. gauge steel insulated with ½ in. thick asbestos millboard; rails and stiles insulated with cellular asbestos 1⅝ in. thick. For openings 3 ft. by 7 ft.—Frame of 16 U. S. gauge steel. Approved under Sections C26-610.0, C26-662.0, C26-668.0 and under the Multiple Dwelling Law.

941-39-SM V. 24 No. 31 P. 1220

Diebold Safe and Lock Company Hollow Metal Door—1½ hour fire resistive rating. Stiles and rails of 19 U. S. gauge steel, rails reinforced vertically with 16 U. S. gauge channels, horizontally with 18 U. S. gauge channels; panel made of two sheets of 24 U. S. gauge

Refer to the resolution for details of approval and limitations of use.

steel insulated with asbestos millboard $\frac{1}{2}$ in. thick; rails and stiles insulated with cellular asbestos $1\frac{5}{8}$ in. thick. For openings 3 ft. by 7 ft. Frame of 16 U. S. gauge steel. Approved under Sections C26-610.0, C26-661.0, C26-662.0 and under the Multiple Dwelling Law.

WILLIAMSBURG FIREPROOF PRODUCTS CORPORATION.

1455-39-SM V. 25 No. 2 P. 47

Williamsburg One and One-half Hour Fire Door—Swinging Kalamein Door—rails and stiles 24 U. S. gauge steel with wood core $1\frac{3}{4}$ " thick. Panel of asbestos millboard $\frac{3}{8}$ " thick, covered both sides with 24 U. S. gauge metal. Opening 6' 9 $\frac{1}{2}$ " x 3'. Frame 16 U. S. gauge steel. Approved under Sections C26-610.0, C26-661.0, C26-662.0 and under the Multiple Dwelling Law.

1455-39-SM V. 26 No. 30 P. 1152

Williamsburg One and One-half Hour Fire Door— $1\frac{3}{4}$ in. flush type door—18 gauge panels (replacing 20 gauge sheets of previously approved panel door) spot welded on 10 in. centers to channels having $\frac{1}{4}$ in. vent holes, 6 in. o.c.— $\frac{3}{8}$ in. asbestos millboard insulation. All other details as previously approved.

J. G. WILSON CORPORATION.

374-39-SM V. 24 No. 52 P. 1848

Wilson Steel Rolling Fire Shutter, Type No. 23. Three hour rating (not to be used in required means of egress. Rolling and sliding in grooves built up of steel plates and angles, manually operated curtain, spring counterbalanced 16 U. S. gauge galvanized steel interlocking slats, automatic self-closing by fusible links. Opening 9' x 10'. Approved under Sections C26-610.0 and C26-660.0.

DOOR CHECK AND CLOSER

JOHN H. DERBY. 1185-38-SA V. 24 No. 6 P. 209

Derby Heat Actuated Automatic Door Check and Closer. Approved.

DRY CLEANING UNITS

U. S. HOFFMAN MACHINERY CORPORATION.

1047-41-SA V. 27 No. 7 P. 158

Hoffman 104F Safety Dry Cleaning Units. Models A1, A2, B1, B2, M1, M2, M1-U and M2-U. Approved for installation in Class 1, 2 or 3 construction.

DUST EXTRACTOR

GEORGE E. TEASDALE.

175-38-SA V. 23 No. 16 P. 509

Teasdale & Edwards Incinerator Dust Extractor. Approved under Sec. C26-698.0.

ELEVATOR ACCESSORIES

ECONOMY ELEVATOR EQUALIZER COMPANY.

1095-41-SA V. 27 No. 13 P. 338

Economy Elevator Equalizer. Automatic equalizer for elevator hoist cables. Approved under Sec. C26-1091.0,c.

ELEVATOR SUPPLIES COMPANY, INC.

193-42-SA V. 27 No. 42 P. 1055

E. S. Emergency Release Switch. Approved as meeting the requirements of Sec. C26-924.0.

ELEVATOR SAFETY CORPORATION.

121-41-SA V. 27 No. 19 P. 539

Elsco Elevator Roller Guide. Approved for use under Sec. C26-952.0.

INTERBORO ELEVATOR COMPANY.

811-41-SA V. 27 No. 11 P. 277

Hydromatic Leveling Device. Approved.

ELEVATOR DOOR HANGERS

OTIS ELEVATOR COMPANY.

723-40-SA V. 26 No. 44 P. 1463

Otis Type A and AU Hoistway Door Hangers. Approved for use under the provisions of Article 14.

724-40-SA V. 26 No. 44 P. 1463

Otis Type B Two-Point Suspension Hanger. Approved for use under the provisions of Article 14.

WESTINGHOUSE ELECTRIC ELEVATOR COMPANY.

767-40-SA V. 27 No. 30 P. 836

Westinghouse A-3 and A-3R Elevator Door Hangers.

768-40-SA V. 27 No. 30 P. 837

Westinghouse B-3 and B-3R Elevator Door Hangers.

ELEVATOR DOOR INTERLOCKS

DUMBWAITER SHUR-LOCK CO.

1068-39-SA V. 24 No. 46 P. 1652

Dumbwaiter Shur-Lock. Approved.

ELEVATOR APPLIANCE COMPANY, INC.

53-42-SA V. 27 No. 45 P. 1120

Electro-Mechanical Interlocks, Types CD, CS, DS, and ED. Approved under Article 14 of Administrative Code.

ELEVATOR SUPPLIES COMPANY,

INCORPORATED. 191-42-SA V. 27 No. 48 P. 1190

E. S. Type "S" Elevator Interlocking Device, Hatchway Unit System. Approved under Article 14 of Administrative Code.

192-42-SA V. 27 No. 48 P. 1192

E. S. Postive Bar Lock (Type B) Elevator Interlocking Device, Hoistway Unit System.

G. A. L. ELECTRO MECHANICAL SERVICE OF NEW YORK CITY.

1050-39-SM V. 24 No. 47 P. 1691

G. A. L. Type "G" Elevator Door and Gate Contact, or switch. Approved under Sections C26-914.0 through C26-920.0, C26-982.0 through C26-985.0 and C26-191.0.

24-41-SA V. 26 No. 6 P. 254

G. A. L. Types "L" and "M" Elevator Door Interlocks for Automatically Controlled Elevators. Approved for use under Sections C26-914.0 through C26-920.0.

134-38-SA V. 23 No. 27 P. 876

G. A. L. Bar Interlock, Type K-5. Approved for use under Sections C26-903.0, C26-914.0, C26-907.0 and C26-913.0.

JOHN W. KIESLING AND SON, INC.

1235-40-SA V. 26 No. 6 P. 251

Kiesling Door Contact and Lock, Type KMA (Interlock). Approved for use under the requirements of Sections C26-907.0 through C26-920.0 and C26-928.0.

Refer to the resolution for details of approval and limitations of use.

OTIS ELEVATOR COMPANY.
 714-40-SA V. 26 No. 43 P. 1430
 Otis Type 4B Door Closer and Interlock.
 718-40-SA V. 26 No. 43 P. 1431
 Otis Type N-2 Interlock.
 719-40-SA V. 26 No. 43 P. 1432
 Otis Type 4PB Door Closer and Interlock.
 721-40-SA V. 26 N. 43 P. 1433
 Otis Type 40A Door Closer and Interlock.
 722-40-SA V. 26 No. 43 P. 1434
 Otis Type 42A Door Closer and Interlock.
 All the above approved under the provisions of Sub-
 article 9, Group 1, of Article 14.
 715-40-SA V. 26 No. 50 P. 1653
 Otis Type "K" Bar Interlock.
 716-40-SA V. 26 No. 50 P. 1653
 Otis Type "L" Bar Interlock.
 717-40-SA V. 26 No. 50 P. 1654
 Otis Type "N" Bar Interlock.
 720-40-SA V. 26 No. 50 P. 1655
 Otis Type "P" Bar Interlock.
 724-42-SA V. 28 No. 16 P. 319
 Otis Interlock 6690A, for Bi-Parting Vertical Hoistway
 Doors. Approved under Section C26-191.0.
 725-42-SA V. 28 No. 16 P. 321
 Otis Interlock 6690B, for Bi-Parting Vertical Hoistway
 Doors. Approved under Section C26-191.0.

RICHARDS-WILCOX MFG. CO.
 102-43-SA V. 28 No. 22 P. 473
 R. W. No. 1403 Elevator Interlocking Device. Approved
 under Section C26-191.0, for use under Sub. Article 9,
 Group 1 of Article 14 of the Administrative Code.

SEABERG ELEVATOR COMPANY
 210-42-SA V. 27 No. 23 P. 646
 Seaberg Type BL Bar Interlock. Approved.

SECURITY FIRE-DOOR COMPANY.
 130-38-SA V. 23 No. 19 P. 612
 Electro-Mechanical Interlock, Type PA. Approved for
 use with elevators under Sections C26-897.0 and C26-
 907.3.

SEDGWICK MACHINE WORKS, INC.
 443-39-SA V. 24 No. 31 P. 1193
 Sedgwick Type SW Door Interlock. Approved under
 Sec. C26-907.0.

STALEY ELEVATOR COMPANY, INC.
 147-42-SA V. 27 No. 44 P. 1096
 Staley Elevator Hoistway Door Interlock, Type RL-2.
 Approved under Article 14 of Administrative Code.

WESTINGHOUSE ELECTRIC ELEVATOR CO.
 719-38-SA V. 24 No. 3 P. 84
 Westinghouse Interlock for Automatic Elevators, Types
 SW-1 and SW-2. Approved under Sec. C26-914.0,2
 and Sub Article 9, Group 1.
 681-40-SA V. 27 No. 30 P. 825
 Westinghouse Type B2 Interlock.
 682-40-SA V. 27 No. 30 P. 826
 Westinghouse Type BC Interlock.
 701-40-SA V. 27 No. 30 P. 829

Refer to the resolution for details of approval and limitations of use.

Westinghouse Type 126B Interlock.
 727-40-SA V. 27 No. 30 P. 831
 Westinghouse Type F Interlock.
 728-40-SA V. 27 No. 30 P. 832
 Westinghouse Type P Interlock.

ELEVATOR ELECTRIC CONTACTS

OTIS ELEVATOR COMPANY.
 725-40-SA V. 26 No. 45 P. 1490
 Otis Type 6098-C and Type 6098-E Car Gate or Door
 Contact. Approved under the requirements of Sec. C26-
 985.0.

SEABERG ELEVATOR COMPANY, INC.
 203-42-SA V. 27 No. 23 P. 645
 Seaberg Type G. S. Elevator Car Door or Gate Switch.

WESTINGHOUSE ELECTRIC ELEVATOR
 COMPANY.
 683-40-SA V. 27 No. 30 P. 827
 Westinghouse Type C Electric Contact.
 743-40-SA V. 27 No. 30 P. 834
 Westinghouse Type SC Contact.
 744-40-SA V. 27 No. 30 P. 835
 Westinghouse Type CH Contact.
 1150-40-SA V. 27 No. 30 P. 837
 Westinghouse Type FC Gate Contact.

ELEVATOR OIL BUFFERS

WESTINGHOUSE ELECTRIC ELEVATOR
 COMPANY.
 699-40-SA V. 27 No. 30 P. 828
 Westinghouse Type OC Oil Buffer.
 700-40-SA V. 27 No. 46 P. 1149
 Westinghouse Type OM Oil Buffer.

FIBRE BOARD (See also Lath, Gypsum Wallboard and Sheathing)

CELOTEX CORPORATION.
 13-39-SM V. 24 No. 28 P. 1065
 V. 26 No. 5 P. 215
 V. 26 No. 46 P. 1518

Thermax—shredded wood shavings cemented together
 with an air emulsion solution of magnesium oxy-sul-
 phate—incombustible, sound insulation, heat insulation,
 sheathing, plaster base, substitute for combustible lath,
 roofing material. Approved under Sections C26-88.0,
 C26-462.0, C26-458.0, C26-538.0, C26-636.0, C26-626.0
 and under the Insulating Fibre Board Rules.

THE CELOTEX CORP.
 199-39-SM V. 24 No. 39 P. 1370
 Celotex—manufactured from long Bagasse fibre, approved
 under the Insulating Fibre Board Rules.

FIR-TEX INSULATING BOARD CO.
 411-38-SM V. 24 No. 42 P. 1496
 Fir-Tex Insulating Board—made from wood fibres—ap-
 proved under the Insulating Fibre Board Rules.

FLINTKOTE COMPANY
 314-40-SM V. 25 No. 31 P. 1154
 Flintkote Insulation Products—approved for use as build-
 ing board, insulating lath, insulating tile, insulating

plank, roof insulation and sheathing—under the Insulating Fibre Board Rules.

355-41-SM V. 27 No. 22 P. 617

Flintkote Insulation Board Products—manufactured from southern pine pulp. Approved for use in accordance with the requirements of Rule 2 of Insulating Fibre Board Rules.

INSULITE COMPANY.

1107-39-SM V. 25 No. 4 P. 111

Insulite Insulating Fibre Board—felted wood fibres—marketed as "Ins-Lite" and "Graylite"—approved under Insulating Fibre Board Rules. V. 25 No. 12 P. 425

Satincote Interior Board, Tile Board and Plank, Graylite and Sealed Lok-Joint Plaster Base, approved as above.

Fiberlite and Acoustilite—felted wood fibres of low porous density—approved as acoustical materials.

JOHNS-MANVILLE SALES CORPORATION.

1207-40-SM V. 26 No. 16 P. 576

Johns-Manville Insulating Board (Insulating Fibre Board)—Approved under the Insulating Fibre Board Rules.

A. JOHNSON AND COMPANY, INC.

431-39-SM V. 24 No. 31 P. 1207

L. W. Insulating Board (Specific Shipment)—Approval limited to specific shipment of ½" thick building board and plaster base. Approved under the Insulating Fibre Board Rules.

MASONITE CORPORATION.

404-40-SM V. 25 No. 24 P. 842

Masonite Fibre Insulation Board—approved as structural insulation, insulation tile and plank, insulating lath and roof insulation under the Insulating Fibre Board Rules.

McANDREWS & FORBES COMPANY.

938-39-SM V. 24 No. 40 P. 1407

Lockaire Insulation Fibre Board—made from licorice root plus ground wood fibres and rosin—full approval for use under the Insulating Fibre Board Rules.

V. 25 No. 15 P. 527

Asphaltic Lockaire Insulation Fibre Board—same as above plus 20% asphalt—approved under the Insulating Fibre Board Rules but may not be used as a plaster base.

NATIONAL GYPSUM COMPANY.

1016-39-SM V. 25 No. 5 P. 154

Gold Bond Fibre Insulation Board, Plank & Tile, Insulation Lath, Sheathing, made from a mixture of fibres of sound pine, bay poplar and cotton wood—approved under the Insulating Fibre Board Rules.

TREETEX CORPORATION.

811-39-SM V. 25 No. 12 P. 425

Evenaire Insulating Wallboard Lath—approval of specific shipments under the Insulating Fibre Board Rules.

UNITED STATES GYPSUM COMPANY.

1550-39-SM V. 25 No. 15 P. 528

Weatherwood and Samson Insulation Fibre Board—Building board, sheathing board, plaster base, roof insulation—approved under the Insulating Fibre Board Rules.

WOOD CONVERSION COMPANY.

996-38-SM V. 27 No. 7 P. 164

Nu-Wood Insulating Fibre Board—Manufactured from wood fibre produced by chemically cooking chipped wood under pressure and subsequently defibering the chips in attrition mills. Approved for use in accordance with Rule 2 of Fibre Board Rules.

FIBRE BOARD (HARD)

MASONITE CORP. 403-40-SM V. 25 No. 24 P. 840

Masonite De Luxe Quarterboard, Quarterboard, Presdwood, Tempered Presdwood, Presdwood Tempertile, Century of Progress Flooring—approved for use as combustible trim, combustible partitions and floor covering under Sections C26-191.0, C26-241.0, C26-243.0, C26-667.0.

UNITED STATES GYPSUM COMPANY.

68-42-SM V. 27 No. 25 P. 693

U. S. Gypsum and Sampson Densboard, Structboard, Hardboard, Treated Hardboard, Hardboard Tile and Treated Hardboard Tile—Manufactured from pressed wood fibres. Approved.

FILL PIPE TERMINALS

ALRO PLUMBING SPECIALTY COMPANY.

720-38-SA V. 23 No. 51 P. 1624

Alro Fill Pipe Terminal for Fuel Oil—approved for use in fuel oil installations.

FEE AND MASON MFG. CO., INC.

10-36-SA V. 21 No. 44 P. 1249

Fee & Mason Fill Pipe Terminal for Fuel Oil—approved for use in fuel oil installations.

STANLEY G. FLAGG & CO., INC.

345-35-SA V. 20 No. 53 P. 1305

Flagg Fill Pipe Terminal—approved for fuel oil installations.

JAY H. NEWBURY & SONS, INC.

292-35-SA V. 20 No. 46 P. 1096

J. H. N. Fill Pipe Terminal—approved for use in fuel oil installations.

MALLORY FITTINGS COMPANY.

990-39-SM V. 24 No. 50 P. 1789

Mallory Fill Pipe Terminal for fuel oil—approved under Sec. C19-57.0 and the Oil Burner Rules.

MOORE & KLING, INC.

184-38-SA V. 23 No. 41 P. 1256

Moore and Kling 6 inch, Type D, Fill Pipe Terminal for Fuel Oil, approved under Oil Burner Rules.

NEWBURY MFG. CO.

223-35-SA V. 20 No. 39 P. 882

Newbury Fill Pipe Terminal for Fuel Oil—approved under the Oil Burner Rules.

PREFERRED UTILITIES COMPANY, INC.

213-35-SA V. 20 No. 39 P. 882

Preferred Fill Pipe Terminal for Fuel Oil—approved for use under the Oil Burner Rules.

Refer to the resolution for details of approval and limitations of use.

RHODE ISLAND FITTINGS CO.
204-35-SA V. 20 No. 38 P. 852
Rhode Island Fill Pipe Terminal for Fuel Oil—approved
for use under the Oil Burner Rules.

SEAL-O-STRAIN CORPORATION.
48-35-SA V. 20 No. 11 P. 220
Seal-O-Strain Curb Fill Box—approved for use in gaso-
line and in fuel oil installations under the Oil Burner
Rules.

A. JAY KATES. 231-35-SA V. 20 No. 46 P. 1099
Sealtite Fill Pipe Terminal for Fuel Oil—approved under
the Oil Burner Rules.

SIMPLEX BOILER STAND CO., INC.
214-35-SA V. 20 No. 39 P. 882
Simplex Fill Pipe Terminal for Fuel Oil—approved for
use under the Oil Burner Rules.

WHITEHALL EQUIPMENT CO., INC.
78-38-SA V. 23 No. 16 P. 511
Weco Flush Fill Pipe Terminal for Fuel Oil—approved
for use under the Oil Burner Rules.

OHIO PATTERN WORKS & FOUNDRY CO.
221-34-SA V. 20 No. 20 P. 429
Metropolitan Curb Fill Box No. 138—2 in. and 3 in.
sizes, approved for use in gasoline installations.

FIRE ALARM SYSTEMS AND ACCESSORIES

ACME FIRE ALARM CO., INC.
214-40-SA V. 25 No. 17 P. 593
Acme Type 11 VA, Non-Code Closed Circuit Interior
Fire Alarm System—approved.
697-28-SA V. 21 No. 24 P. 728
Acme Fire Alarm Gongs—approved.
96-31-SA V. 16 No. 21 P. 513
Acme High, Low and Water Flow Alarm Control Board
—approved.
249-35-SA V. 21 No. 29 P. 923
Acme High and Low Water Alarm Tank Switch—ap-
proved.
248-35-SA V. 21 No. 29 P. 922
Acme Polarized Vibrating Bells Type 205—approved.
178-33-SA V. 18 No. 41 P. 794
Acme Interior Fire Alarm Station, Types 1200A, 1201A,
1202A and 1203A—approved.

FIRE RELEASE CORPORATION.
872-41-SA V. 26 No. 49 P. 1624
Lowe Thermoskope Fire Detector—A Fire Alarm Sys-
tem.

AMERICAN FIRE PREVENTION BUREAU, INC.
242-25-SA V. 10 No. 44
V. 28 No. 11 P. 227
Derby Automatic Sprinkler and Standpipe Supervisory
Alarm Panel—approved.
2-26-SA V. 11 No. 49
V. 28 No. 11 P. 227
Derby Closed Circuit A. C. Standpipe and Sprinkler
Supervisory Alarm Panel—approved.

AUTOCALL COMPANY. 694-21-S V. 6 No. 40
Autocall Type "H" Single Stroke D. C. Gong—
Autocall Type "DD" Fire Alarm Control Board—
Autocall Type "AD" Fire Alarm Control Board—
Autocall Type "A.H.T.B." Trouble Bell—
Autocall Type "A.H." Single Stroke A. C. Gong—
approved.
996-21-S V. 6 No. 51
Model A.D.P. Alternating and Model D.D.P. Direct Cur-
rent Pre-signal Control Board—approved.

AUTOMATIC FIRE ALARM CO.
1062-27-SA V. 13 No. 31
Mohawk Closed Circuit Sprinkler Alarm System and
Mohawk Closed Circuit Standpipe Alarm System, A. C.
and D. C.—approved.
742-24-SA V. 9 No. 46
Watkins Interior Fire Alarm Station—for use with ap-
proved closed circuit interior fire alarm systems—ap-
proved.

BENJAMIN ELECTRIC MANUFACTURING CO.
473-19-S V. 5 No. 12
Benjamin Horn—a fire alarm signal system consisting of
a horn operated by magnets controlled by an electric
circuit—approved.

J. H. BUNNELL & CO. 1512-24-SA V. 10 No. 17
Jane Break Glass Pull Lever Interior Fire Alarm Box—
approved.

CENTRAL STATION SIGNALS, INCORPORATED.
969-41-SA V. 27 No. 21 P. 590
Automatic Thermostatic Central Office Connected Fire
Alarm System.
40-42-SA V. 28 No. 8 P. 178
Central Station Signals, Inc. Method for Central Station
Fire Alarm and Air Pressure Supervision of Non-
automatic Sprinkler Systems.

CONRAN STANDPIPE COMPANY.
360-21-S V. 7 No. 12
Conran Electric Trip—for the operation of type B valves
—approved.
308-21-S V. 6 No. 31
Ideal Thermostat—approved.

CROKER ELECTRIC COMPANY.
351-20-S V. 5 No. 6
Croker Type M-D Interior Fire Alarm System—
Croker Type M-E M.G. Control Boards—approved.

CROKER NATIONAL FIRE PREVENTION CO.
25-21-S V. 6 No. 40
Pneumatic Fire Alarm System—an automatic fire alarm
system operating on the principle of the expansion of
air—approved.

JOHN H. DERBY. 1509-24-SA V. 19 No. 51 P. 1093
V. 28 No. 11 P. 227
USEM Closed circuit standpipe tank and supervision sys-
tem. Approved. Name changed to John H. Derby, etc.

EDWARDS & COMPANY, INC.
141-24-SA V. 9 No. 18
Edwards A. C. Control Panel for Interior Alarm Sys-
tems—approved.
224-31-SA V. 17 No. 6
Edwards & Co. Catalog No. 551, Vibrating Bell for A. C.
operation for use with interior signalling equipment—
approved.

Refer to the resolution for details of approval and limitations of use.

1290-27-SA V. 13 No. 23
Edwards Tank Sentinel—a standpipe and Sprinkler
Closed Circuit Alarm System—approved.
394-21-S V. 6 No. 31
Type 21 F. P. single stroke D. C. gong—approved for in-
terior fire alarm installations.

EDWARDS & COMPANY. 28-23-SA V. 8 No. 30
Edwards New Type Single Stroke A. C. Gong—approved.
385-37-SA V. 24 No. 25
Edwards V A C C, Non Code, Closed Circuit Interior
Fire Alarm System—approved under Sec. 279 Labor
Law and Rule 5.1 of the Interior Fire Alarm Rules
of the Board. 154-25-SA V. 10 No. 29
Edwards Solenoid Type Interior Fire Alarm Gong—ap-
proved.

ELECTRO MECHANICAL MACHINE CO., INC.
87-27-SA V. 12 No. 28
Emco Vibrating A. C. and D. C. Gongs—approved.

ELECTRO PROTECTIVE CORPORATION.
1118-40-SA V. 26 No. 28 P. 1032
Central Stations Signals Inc. Automatic Fire Alarm Sys-
tem—a metallic bulb provided with a vent opening
sealed with fusible solder—approved when installed in
accordance with the Interior Fire Alarm Rules of the
Board.

FIRE DETECTING WIRE CORPORATION.
377-23-SA V. 8 No. 26
F. D. W. Automatic Thermostatic Fire Alarm Control
Panel—approved.

JEWELL ELECTRIC INSTRUMENT CO.
680-22-S V. 7 No. 39
Jewell Electric Instrument Co's. devices Pattern Nos. 33
and 54 Milliammeter D. C. and Pattern No. 74 Milli-
ameter A. C. for use with interior closed circuit fire
alarm signal system—approved.

LOWE LABORATORIES, INC.
1014-41-SA V. 27 No. 15 P. 409
"Lowe Spot Fire Detector" Thermostat—Spot type rate
of rise principle of operation. Approved for use with
system so operated. V. 27 No. 20 P. 571
May be marketed under name "Temp-O-Rise."

JOHNS-MANVILLE. 1615-21-SM V. 7 No. 8 P. 179
Ebony Asbestos Wood for Fire Alarm Control Panels.

MOHAWK ELECTRIC MANUFACTURING CO.
79-29-SA V. 15 No. 11
Mohawk A. C. & D. C. Electric Bell Single Stroke Type—
approved. 307-21-S V. 6 No. 26
Mohawk A. C. Control Panel No. 700—
Mohawk Trouble Bell No. 704—approved.
1055-40-SA V. 26 No. 2 P. 59
Mohawk Non-Coded Closed Circuit Interior Fire Alarm
Control Panel—approved.

NATIONAL DISTRICT TELEGRAPH CO.
958-28-SA V. 17 No. 18
N. D. T. Fire Gong Control Panels, Gen. Types No. 100A
and 236 for use with interior fire alarm signalling
equipment—approved.

957-28-SA V. 14 No. 46
N. D. T. Fire Alarm Boxes, Types 30-M, 1030-JM, 1040-
D, 1040-DJ, 1040-B, 1040-BJ, 1040-BN, 1040-BJN—ap-
proved. 597-31-SA V. 17 No. 18
N. D. T. Single Stroke Gongs, Types No. 134 AS and
No. 134 DS—for use with interior signalling equipment
—approved. 598-31-SA V. 17 No. 19
N. D. T. Fire Alarm Boxes, Types Nos. 1046, 1046A,
and 1046AN—spring operated boxes—approved.

W. R. OSTRANDER & CO. 872-24-SA V. 10 No. 9
Ostrander A. C. - D. C. Control Panel—Code ringing,
supervised, closed circuit—approved.

SAMSON ELECTRIC COMPANY.
818-21-S V. 7 No. 8
Single Stroke Revised Alarm Bell—A. C. and D. C.—
approved. 943-21-S V. 6 No. 47
Electric Relay Device for control panels—approved.
16-22-S V. 7 No. 12
A. C. and D. C. Current Control Boards—for use with
interior fire alarm signal systems—approved.
252-22-S V. 7 No. 17
Samson Vibrating Bell—to be used for multiple operation
on open circuit systems or as trouble bells on closed
circuit systems—A. C. and D. C.—approved.
673-24-SA V. 10 No. 9
Samson No. 76 Break Glass Interior Fire Alarm Signal
Station—approved.

SIGNAL ENGINEERING & MFG. CO.
91-26-SA V. 12 No. 43
Signal Engineering and Manufacturing Co's. 110-220 Volt
AC and DC Closed Circuit Alarm Panel—approved.
1705-21-S V. 8 No. 2
Signal Engineering Company Single Stroke Bell and
Horn for use with interior fire alarm signal systems—
approved. 1469-22-S V. 8 No. 6
Type F. A. Single Stroke A. C. Gong—approved for use
in accordance with the Rules of the Board.
617-23-SA V. 8 No. 32
D. C. and A. C. Current Control Boards—
D. C. and A. C. Vibrating Bells—approved.
231-33-SA V. 19 No. 13
Signal Engineering and Manufacturing Co's. Interior Fire
Alarm Box, Types S.P., F.P., S.G.P., F.G.P., S.P.D.,
F.P.D., S.G.P.D., and F.G.P.D.—the gongs of the sys-
tem automatically sound a code signal after the manual
starting of the station's mechanism—approved.

SIMPSON ELECTRIC COMPANY.
1117-40-SA V. 26 No. 20 P. 734
Simpson Ammeters Model 55
Simpson Voltmeters Model 55
Simpson Milliameters Models 25 and 155 (for use on
either AC or DC Current) approved for interior fire
alarm service.

THOMAS SMITH CO. 1064-22-S V. 8 No. 6
Thomas Smith D. C. Single Stroke Gong
Thomas Smith D. C. Vibrating Gong—approved for use
in accordance with the Rules of the Board.

STANLEY & PATTERSON DIVISION OF
SCHWARZE ELECTRIC COMPANY.
187-28-SA V. 23 No. 28
Faraday Model 6120 and 6130 Single Stroke Solenoid
Gongs—approved.

Refer to the resolution for details of approval and limitations of use.

188-28-SA V. 23 No. 28

Faraday Waterflo Alarm Panel for use on standpipe and sprinkler installations—approved.

799-26-SA V. 23 No. 28

Faraday Break Glass Door Locking Device for interior fire alarm boxes—approved.

1012-40-SA V. 26 No. 24 P. 876

Faraday Non-Coded Closed Circuit Interior Fire System—approved for installation under the Interior Fire Alarm Rules.

SUNDH ELECTRIC COMPANY, INC.

187-26-SA V. 12 No. 39

Sundh Closed A. C. and D. C. Standpipe Signalling System—approved.

U. S. E. M. COMPANY.

1314-24-SA V. 10 No. 21

U. S. E. M., A. C. and D. C. Control Panels—approved.

WESTINGHOUSE ELECTRIC AND MANUFACTURING COMPANY.

1310-25-SA V. 11 No. 44

Westinghouse Type BA and CA Voltmeters and Milliameters for use on fire alarm control panels—approved.

FIRE ESCAPES

D. F. DAVY.

804-19-S V. 4 No. 48 P. 926

Davy Fire Escape (Portable, Auxiliary)—approved.

EXIT SAFETY DEVICE CORPORATION.

1441-39-SM V. 25 No. 27 P. 984

Safety Type Drop Ladder for Fire Escapes—approval under the Fire Escape Rules of the Multiple Dwelling Law.

FIRE EXTINGUISHERS—PORTABLE

The following General Resolution of the Board adopted on July 16, 1940 under Cal. No. 809-40 GR (V. 25 No. 31 P. 1161):

"A fire extinguisher listed as approved by the National Board of Fire Underwriters after test by the Underwriters' Laboratories, Incorporated, may be accepted by the administrative officials under the Oil Burner Rules and the Administrative Code for the class or classes of fires as set forth in such approval. All such fire extinguishers for use in New York City shall bear the label of the Underwriters' Laboratories, Incorporated, stating the class or classes of fire for which such fire extinguisher was so approved."

DUGAS ENGINEERING CORP.

604-39-SA V. 25 No. 31 P. 1131

Dugas Dry Chemical Fire Extinguisher—Models No. 15, No. 30, No. 150 and No. 350—approved.

EMPYRE FIRE EQUIPMENT MANUFACTURING COMPANY, INC.

484-37-SA V. 24 No. 9 P. 327

Stop-fire Fire Extinguishers—Types MC and C—approved. Type C may also be marketed as Type X.

484-37-SA V. 26 No. 29 P. 1075

Stop-Fire Extinguisher—Model 2X—two quart size. See previous approval under this Calendar No.

Refer to the resolution for details of approval and limitations of use.

FIRETOX SYSTEM, INC.

205-34-SA V. 20 No. 51

Automatic Firetox Extinguisher—approved.

NU EX FIRE APPLIANCE CO.

303-19-S V. 4 No. 26 P. 485

Nu Ex Fire Extinguisher—approved.

PYRENE MFG. CO.

113-40-SA V. 25 No. 19 P. 659

Pyrene and Vangarde One Quart Fire Extinguishers (Vaporizing Liquid Types)—approved under Rule 39 of the Fire Department and the Oil Burner Rules.

ROGERS PRODUCTS COMPANY, INCORPORATED.

382-41-SA V. 26 No. 30 P. 1137

Firemaster—one pint fire extinguisher—pump type using carbon tetrachloride—approved.

SAFAND SHUR CHEMICAL CO., INC.

372-32-SA V. 22 No. 38 P. 1101

Safand Shur Extinguisher—approved.

WALTER KIDDE & CO., INC.

282-37-SA V. 23 No. 50 P. 1581

Lux Model 2, Carbon Dioxide Fire Extinguisher—approved.

FIRE EXTINGUISHING EQUIPMENT

EMPYRE FIRE EXTINGUISHER CORP.

346-42-SM V. 27 No. 28 P. 774

"Empyre" and "Stop-Fire" Stirrup Type Water Spray Pump (Fire Extinguisher). Approved.

GIOVANNI FIORE.

395-42-SM V. 27 No. 30 P. 887

Antiflame (Bomb extinguishing compound). A chemical compound dissolved one part in three parts of water, to be sprayed on incendiary bombs. Approved.

HANDY FOLDING PAIL COMPANY, INC.

373-42-SA V. 27 No. 29 P. 802

Handy Folding Water Bucket, 10 and 12 Qt. Capacities. Approved for War Emergency Use.

E. B. KELLEY CO., INC.

435-42-SA V. 27 No. 26 P. 925

British Type ARP-33 Stirrup Pump. Approved for use (during existence of emergency) as provided in Local Law No. 25 of 1942.

SIPH-O-PRODUCTS CORPORATION.

665-42-SA V. 27 No. 40 P. 1017

Siph-O-Universal Smooth Faucet Adapter. Approved for use during the period of existing emergency.

FIRE HOSE RACKS

FIRE HOSE REELS—SPECIAL SERVICE

CRAIG EXPANSIBLE FIRE HOSE REEL.

35-37-SA V. 22 No. 46 P. 1269

Approved.

JAMES M. SINCLAIR.

567-37-SA V. 24 No. 25 P. 946

Sinclair Instantaneous Hose Reel—approved.

FIRELINE HOSE VALVES

TYPE A—150 LBS. WATER WORKING PRESSURE

May be installed on all 4-inch and 6-inch systems and on uppermost stories on 8-inch systems.

Name	Calendar No.
M. H. Aterite Co.	720-19-SA
Fairbanks Company	81-20-SA
Walworth Company	899-27-SA
A. B. C. Fire Prevention Mfg. Co., Inc.	1307-27-SA
Crocker National Fire Prev. Eng. Co.	304-28-SA
Jenkins Brothers	779-28-SA
W. D. Allen Mfg. Co.	890-28-SA
John Simmons Co.	209-29-SA
Grinnell	651-30-SA
Elkhart	14-31-SA

TYPE B—250 LBS. WATER WORKING PRESSURE

May be installed on all standpipe systems.

Name	Calendar No.
New York Brass Foundry Co. (Stillbech)...	53-21-SA
Walworth Company	900-27-SA
W. D. Allen Mfg. Company	1151-27-SA
A. B. C. Fire Prevention Mfg. Co., Inc.	1307-27-SA
Jenkins Brothers	780-28-SA
Crocker National Fire Prev. Eng. Co.	970-28-SA
Fairbanks Company	268-29-SA
Pratt & Cady	231-30-SA
Elkhart	15-31-SA

W. D. ALLEN MANUFACTURING COMPANY.

473-42-SA V. 27 No. 46 P. 1147

Allen Iron Body 2½ in. Fireline Angle Valve, Type "A", 175 lb. W.W.P. Approved for use in standpipe installations.

FIRE RESISTING MATERIALS

UNITED STATES GYPSUM COMPANY.

1083-40-SM V. 26 No. 5 P. 1705

Pyrobar Gypsum Fireproofing, Pyrobar Shoe Tile, Soffit Tile, Angle Tile, Pryobar Strap Type, Channel Tile, Partition Tile. Approved as fire-resistive material for use under Sec. 26-575.0.

FLAME ARRESTOR

VAPOR RECOVERY SYSTEMS CO.

555-38-SA V. 25 No. 17 P. 590

Varec Flame Arrestors and Vent Valves—approved.

FLAMEPROOFING COMPOUNDS

ALL WEATHER PROCESSORS, INC.

279-40-SM V. 26 No. 27 P. 987

Flameproofing Substance—Ammonium sulphate, ammonium phosphate, ammonium chloride, borax and boric acid—approved under the Rules of the Board.

ANTIPYROS COMPANY.

684-41-SM V. 26 No. 46 P. 1521

Antipyros Flameproofing Compound—approved for use under the Rules for Tests of Fire Resistive, Flameproofed Materials, etc.

Refer to the resolution for details of approval and limitations of use.

BOTANICAL INDUSTRIES OF AMERICA, INC.

265-41-SM V. 28 No. 10 P. 211

Botanical Industries of America, Inc. Flameproofing Compound—solution of ammonium sulphate, ammonium phosphate, borax, glycol and tergitol. Approved under the Rules of the Board.

CROTON CHEMICAL CORPORATION.

330-41-SM V. 27 No. 49 P. 1215

Croton Flameproofing Compound (CFC)—Ammonium sulphate, boric acid. Approved under the Rules of the Board.

JOHN H. DIRKES AND ASSOCIATES.

1144-38-SM V. 24 No. 13 P. 473

Salenite—approved for use in special occupancy structures—V. 25 No. 45 P. 1506—may be marketed under name "Flamex". Continuing approval conditioned on resubmission of this material for retest.

E. I. DU PONT DE NEMOURS & CO., INC.

822-40-SM V. 26 No. 3 P. 100

Dupont Fire Retardants "CM" and Ammonium Sulphamate—approved for use under the Rules for Tests of Fire Resistive, Flameproofed Materials, etc.

GENERAL DYESTUFF CORPORATION.

267-41-SM V. 26 No. 27 P. 992

Akaustan—Flameproofing compound for textile fibres and fabrics—a complex inorganic salt—approved under the Rules of the Board.

GLYCO PRODUCTS COMPANY, INCORPORATED.

505-41-SM V. 26 No. 46 P. 1520

Abopon and Flameproofing Agent 313—approved under the Rules for Tests of Fire Resistive, Flameproofed Materials, etc.

V. 28 No. 20 P. 427

Amendment of approval, permitting the additional name of Permasol.

HERZBERG'S FINE ART DYEING INC.

1069-40-SM V. 26 No. 3 P. 101

Neva-burn Flameproofing Compound—approved for use under the Rules for Tests of Fire Resistive, Flameproofed Materials, etc.

MONSANTO CHEMICAL COMPANY.

438-41-SM V. 27 No. 22 P. 622

Mono Ammonium Phosphate. Approved for use as a flameproofing compound.

NEVA-BURN PRODUCTS CORPORATION.

1069-40-SM V. 27 No. 49 P. 1218

Above name substituted for Herzberg's Fine Art Dyeing, Inc.

NEVA-MOTH CORPORATION OF AMERICA.

777-40-SM V. 28 No. 5 P. 107

Neva-Flame (Flameproofing Compound)—A compound of ammonium sulphate, ammonium phosphate, borax and boric acid. Approved.

PRICE FIRE AND WATERPROOFING CO.

277-40-SM V. 26 No. 13 P. 477

Price Fireproofing Compound "C"—approved for use under the Rules for Tests of Fire Resistive, Flameproofed Materials, etc.

PROOFENE MANUFACTURING COMPANY.
93-42-SM V. 27 No. 11 P. 279
Proofene (Flameproofing Compound). Approved under the Rules of the Board.

QUAKER CHEMICAL PRODUCTS COMPANY.
501-41-SM V. 27 No. 4 P. 85
Quaker Pyr-E-Pel—A flameproofing compound. Approved for use under the Rules of the Board.

STANDARD BLEACHING AND PRINTING COMPANY.
855-41-SM V. 27 No. 46 P. 1144
Swanproof, (fire resistive flameproofed material)—Treated with a mixture of ammonium sulphate, diammonium phosphate and borax. Approved under Board's Rules for Tests of Fire Resistive, Flameproofed Materials, etc.

THE ARKANSAS CO., INC.
405-41-SM V. 28 No. 20 P. 425
Arko Flameproofing Compound AS. A complex inorganic salt, when dissolved in water, renders Rayon Pile Fabric and Cotton Velour flameproofed. Approved under the Rules of the Board.

FLOOR COVERING

ARMSTRONG CORK CO., INC.
477-40-SM V. 26 No. 10 P. 380
Armstrong's Linoleum—made of oxidized linseed oils, resins, cork or wood flour, color pigments and fillers on a carrier of burlap—approved under Sec. C26-178.0,b and Sec. C26-667.0, subd. 4.
479-40-SM V. 26 No. 13 P. 478
Armstrong's Cork Tile Flooring—made from cork, which is ground, cleaned, pressed and backed into molds—approved under Sec. C26-667.0, subd. 4.
480-40-SM V. 26 No. 9 P. 352
Armstrong-Stedman Reinforced Rubber Tile—made by mixing reinforcing mineral and cotton filament fillers into crude rubber—approved under Sec. C26-667.0, subd. 4.
478-40-SM V. 26 No. 8 P. 318
Armstrong's Asphalt Tile—Armstrong's Alkali and Greaseproof Asphalt Tile—composed of asphalt, resin, asbestos, color-pigments and fillers—approved under Section C26-178.0,b and C26-667.0, 4.
482-40-SM V. 26 No. 29 P. 1079
Armstrong's Linotile (Oil Bonded) composed of oxidized linseed oil, resins, cork or wood flour, color pigments and fillers—approved under Sections C26-178.0,b and C26-667.0, sub. 4.

IRD & SON, INC.
119-38-SM V. 25 No. 16 P. 564
Chromalin Floor Covering—Chromatite Floor Covering—Permatred Floor Covering—a mastic made of wood flour and special synthetic binders, cemented to a base of asphalt saturated rag felt—approved under Sec. C26-667.0,4.

BUFFALO WEAVING AND BELTING COMPANY.
1076-41-SM V. 27 No. 13 P. 340
Buffalo Non-Static Rubber Flooring. For use as a wearing surface in hospital operating rooms only—under Sec. C26-667.0,4a.

DAVID E. KENNEDY, INC.
547-38-SM V. 25 No. 42 P. 1412
Kentile—an asphalt tile composed of asbestos, asphalt, color pigments, fillers and resin—approved under Sections C26-178.0,b and C26-667.0,4.

HOOD RUBBER CO., INC.
669-40-SM V. 26 No. 4 P. 155
Hood (and Goodrich) Rubber Tile Covering—a compound of crude rubber, mineral fillers, metallic oxides, sulphur, accelerators and other chemicals—approved under Sec. C26-178.0,b and Sec. C26-667.0, subd. 4.

PAUL COSTE, INC.
123-40-SM V. 25 No. 28 P. 1025
Royalite—Rubber Tile Covering—composed of new crude rubber, sulphur filler, metallic oxide pigment, sunproof ingredients and anti-oxidants—approved under Sec. C26-178.0,b and Sec. C26-668.0, subd. 4.

TILE-TEX COMPANY.
290-39-SM V. 26 No. 48 P. 1588
Tile-Tex Asphalt Tile—Asbestos, Asphalt Color pigment, fillers and resins. Approved as floor covering under C26-178.0,b and C26-667.0,4.

UVALDE ROCK ASPHALT CO.
1329-39-SM V. 25 No. 42 P. 1414
Azrock Carpet Tiles, Types W and C—Asphalt Tiles with limestone rock, asphalt and gilsonite as basic materials—approved under Sections C26-178.0,b and C26-667.0,4.

FLOOR AND ROOF CONSTRUCTION

AEROCRETE CORPORATION OF AMERICA.
33-38-SM V. 25 No. 31 P. 1137
Gritcrete Short Span Floor Construction and Fireproofing—Gritcrete is a porous lightweight concrete approved for use where cinder concrete is permitted under Sections C26-575.0 and C26-620.0.

AMERICAN CYANAMID AND CHEMICAL CORP.
191-38-SM V. 23 No. 26 P. 836
Gypsteel Junior and Senior Planks for floor and roof slabs—made of gypsum with welded wire mesh reinforcing, with tongued and grooved steel binding—approved under Sections C26-618.0, C26-619.0 and C26-620.0.
545-38-SM V. 25 No. 22 P. 772
Gypsteel Precast Short Span Reinforced Gypsum Roof Slabs (Tile)—approved under Sections C26-347.0, C26-618.0, C26-619.0, C26-625.0, and C26-626.0.

CERTAIN-TEED PRODUCTS CORPORATION.
779-41-SM V. 27 No. 29 P. 801
Certain-teed Gypsteel Precast Short Span Gypsum Roof Slabs (3" x 12" x 30", solid) for use on sub-purlins on horizontal and sloping roofs. Approved.
780-41-SM V. 27 No. 22 P. 619
Certain-Teed Gypsteel Senior and Junior Plank for Floor and Roof Slabs—Manufactured of gypsum, 3% dry weight of wood planer shavings, reinforced with 16 gauge galvanized welded wire mesh. Approved.

CONCRETE PLANK CO., INC.
28-38-SM V. 24 No. 7 P. 242
Cantilite Concrete Plank—Steel reinforced concrete—approved under Sections C26-618.0, C26-619.0, and C26-620.0.

FEDERAL-AMERICAN CEMENT & TILE CO.
465-38-SM V. 23 No. 30 P. 1013
Featherweight Concrete Plank and Joist cinder concrete about 75 pounds p.c.f.—planks 2 in. x 16 in. x 9 ft. reinforced with 2 layers of wire mesh—joists 10 in. x

Refer to the resolution for details of approval and limitations of use.

- 3½ in. x 16 ft. reinforced with rods and welded wire mesh; approved under Sections C26-625.0 and C26-626.0. 578-39-SM V. 24 No. 43 P. 1537
- Featherweight Concrete Channel Slabs—for floor and roof construction—approved under Sections C26-618.0, C26-619.0, C26-620.0, C26-626.0 and C26-670.0. 1170-39-SM V. 24 No. 43 P. 1542
- Featherweight Nailing Concrete Roof Slabs—for use on Floors and Roofs—approved under Sections C26-618.0, C26-619.0, C26-620.0, C26-626.0 and C26-670.0. 638-39-SM V. 25 No. 31 P. 1144
V 25 No. 51 P. 1700
- Featherweight Tongue and Groove Concrete Plank—for use on Floors and Roofs, approved under Sections C26-618.0, C26-620.0, C26-626.0 and C26-670.0.
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- NATIONAL BRICK CORP.
293-39-SM V. 24 No. 21 P. 771
- "Nabcor" Steam-Cured Cinder Concrete Blocks—made of high early strength Portland Cement and clean graded Anthracite Cinders—for use in one and two-way ribbed floor systems, for floors not in excess of 75 pounds p.s.f. live load. Approved under Section C26-476.0. 819-39-SM V. 26 No. 51 P. 1700
- "Nabcor" High Pressure Steam Cured Cinder Concrete, hollow and solid, load bearing and non-load bearing masonry units. Approved under Rules for use of Concrete Masonry Units.
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- NATIONAL FIREPROOFING COMPANY.
40-40-SM V. 25 No. 40 P. 1339
- Natco 16 in. x 16 in. Tile (for ribbed floor construction)—approved for use as filler block in one and two way systems under Sec. C26-476.0 in sizes 16 in. x 16 in. x 10 ft., 9 in., 8 in., 7 in. or 6 in.
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- PORETE MANUFACTURING COMPANY.
228-39-SM V. 24 No. 14 P. 514
- Porete Channel Slabs—reinforced concrete channels 24 in. wide.
- Porete Nailing Slabs—flat reinforced concrete slabs 24 in. wide, approved under Sections C26-618.0, C26-619.0, C26-620.0, C26-626.0 and C26-670.0. 357-39-SM V. 24 No. 17 P. 624
- Porete Precast Lightweight Concrete Slabs—for floors, flat and sloped roof construction—approved under Sections C26-618.0, C26-619.0, C26-620.0, C26-626.0 and C26-670.0. 1507-39-SM V. 25 No. 31 P. 1150
- Precast Featherweight Tongue and Groove Concrete Plank for Floor and Roof Construction—nailable aerated concrete made with cinder aggregate—approved under Sections C26-618.0, C26-619.0, C26-620.0, C26-626.0 and C26-670.0. 20-38-SM V. 23 No. 13 P. 408
- Alpha System—of steel and concrete floor construction—consists of a structural steel beam, a reinforced concrete slab and a spiral helix electrically welded to this beam and solidly embedded into the concrete slab—maximum span 30 ft., maximum live load 225 pounds—approved.
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- REPUBLIC FIREPROOFING COMPANY, INC.
200-40-SM V. 26, No. 21 P. 779
- Republic Fireproofing Company Slag-block Filler (for ribbed floor construction)—horizontal dimensions 8" x 16"—depths 4½", 6", 7", 8", 9", 10". Approved under Sections C26-178.0,b and C26-476.0.
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- H. H. ROBERTSON COMPANY.
448-40-SM V. 25 No. 40 P. 1342
- Robertson Cellular Beam Steel Floor and Roof Construction, Types K, FK, RK and UK—14, 16, 18 U. S. gauge
- steel, Cells 6 in. on centers—three hour fire resistive rating when protected as described in report of Committee on Tests—approved under Sections C26-619.0, C26-239.0, C26-240, C26-241.
- UK and FK Units approved also under Sections C26-618.0, C26-243.0 and C26-347.0.
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- STEELOX CO. 649-38-SM V. 24 No. 7 P. 243
- Steelex—a substitute for wood floor construction; formed of steel channel-like plates no lighter than 18 U. S. gauge with interlocking vertical ribs placed with open face of the channel upward to support a wooden floor—approved under Section C26-243.0.
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- K. R. SCHUSTER. 122-38-SM V. 24 No. 21 P. 776
- Schuster Monoplate System of Two Way Reinforced Hollow Tile Floor Construction—nickel steel reinforcement—approved under Sections C26-178.0,b and C26-191.0, for use under Art. 9, Sub. Art. 5.
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- TRUSCON STEEL CO. 125-38-SM V. 23 No. 24 P. 773
- Truscon Ferrobord Steeldeck—18 and 20 U. S. gauge steel strips shaped into a 6 in. channel with vertical flanges 1¼, 1½, and 1¾ inches deep—approved for use as roof decking under Sec. C26-347.0.
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- UNITED FLOORS, INC. 1407-39-SM V. 27 No. 30 P. 881
- United Floor Construction—Long-span reinforced concrete one-way ribbed floor construction with burnt clay tile as fillers. Approved.
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- UNITED STATES GYPSUM COMPANY. 310-40-SM V. 25 No. 28 P. 1026
- U.S.G. Two Inch Medium and Long Span, Tongue and Groove, Metal Bound, Gypsum Plank—approved under Sections C26-344.0, C26-241.0, C26-618.0, C26-620.0, C26-626.0 and C26-669.0.
- 233-38-SM V. 23 No. 49 P. 1539
- U.S.G. 2½ in. Tongue and Groove Gypsum Tile—approved under Sections C26-620.0 and C26-626.0.
- 234-38-SM V. 23 No. 49 P. 1540
- U.S.G. 3 in. Tongue and Groove Gypsum Tile—approved under Sections C26-618.0,a, C26-619.0,b, and C26-626.0.
- 230-38-SM V. 23 No. 49 P. 1538
- Pyrobar Short Span Gypsum Tile—approved under Sections C26-618.0 and C26-619.0.
- 231-38-SM V. 24 No. 27 P. 1026
- U.S.G. Cell Concrete Roof Tile—approved under Sections C26-618.0, C26-619.0 and C26-626.0.
- 232-38-SM V. 24 No. 27 P. 1027
- U.S.G. Type, B, C and D, Solid Long Span, Gypsum Tile—approved under Sections C26-618.0,a, C26-619.0,b, C26-620.0 and C26-626.0.
- 745-39-SM V. 25 No. 10 P. 351
- U.S.G. Steel Roof Decks—made of 18, 20, 22 U. S. gauge steel with reinforcing ribs 6 in. o.c. 1½ in. deep and ½ in. on the base—approved under Sections C26-347.0, C26-349.0 and C26-243.0.
- 236-38-SM V. 25 No. 10 P. 349
- Sheetrock Pyrofill Slab Construction erected with bulb tees on rail sub-purlins spaced 2 ft. 8½ in. o.c. welded to roof purlins or floor beams—poured in place gypsum construction with 12½% ground wood fibre—approved under Sections C26-619.0, C26-620.0,c,1,c.

Refer to the resolution for details of approval and limitations of use.

WALTER H. WHEELER.

841-40-SM V. 26 No. 27 P. 988

"Smooth Ceilings" System (Reinforced Concrete Floor System)—used in two-way flat slab with column capitals consisting of steel grillages. Approved under Art. 9, Sub. Art. 5 (reinforced concrete construction), Administrative Building Code.

FLUE PIPE

JUNIPER ELBOW CO., INC.

175-40-SM V. 25 No. 52 P. 1734

"Everbrite" Stainless Steel Flue Pipe—made from a stainless steel alloy known as 18-8 chrome nickel steel—approved for use under Article 12.

JOHNS-MANVILLE SALES CORP.

147-38-SM V. 23 No. 20 P. 654

Transite Flue Pipe—cement and asbestos fibre combined homogeneously under pressure—approved for use where maximum flue temperature is 600° F. when installed under requirements of Sec. C26-696.0.

FUEL OIL STORAGE TANKS

BRETTTLER STEEL TANK WORKS, INC.

789-41-SM V. 27 No. 26 P. 723

Brettler 275 Gal. Basement Fuel Oil Storage Tank. Approved under Oil Burner Rules.

JOHN WOOD MANUFACTURING COMPANY, INC.

980-41-SM V. 27 No. 28 P. 773

John Wood 275 Gal. Basement Obround Fuel Oil Tank. Approved under Oil Burner Rules.

KANSTINE COMPANY, INC.

981-41-SM V. 27 No. 40 P. 1015

Kanstine 275 Gallon Obround Fuel Oil Tank. Approved under Oil Burner Rules.

L. O. KOVEN AND BROTHER, INC.

979-41-SM V. 27 No. 41 P. 1033

Koven 275 Gallon Obround Fuel Oil Tank. Approved under Oil Burner Rules.

TRAGESER COPPER WORKS, INC.

978-41-SM V. 27 No. 22 P. 623

Trageser Obround 275 Gallon Tanks. Approved for use as fuel oil storage tanks, under the Oil Burner Rules.

GAS HEATERS AND GAS-FIRED BOILERS

Name of Burner	Calendar No.
Arco Ace Conversion Gas Burner.....	588-39-SA
Bryant Unit Garage Heater, Models 1-AG-85-C, 2-AG-85-C and 3-AG-85-C.....	292-38-SA
Bryant Vertical Forced Air Heater, Models 6, 8, 10 and 12, Type VB (Gas Fired).....	443-38-SA
Carrier Direct Fired Gas Burner Unit, Models 58C3 and 58C4.....	201-39-SA
Carrier Gas Heater, Models US 55, 75, 75S, 110, 110S, 150 and 150S.....	449-40-SA
Empire Ideal Gas Fired Boiler, Model O-G...	553-39-SA
Empire Ideal Gas Fired Boiler, Model 1GA, for Hot Water Systems.....	554-39-SA
Empire Ideal Gas Fired Boiler, Model 4-GA, for Hot Water Systems.....	556-39-SA

Refer to the resolution for details of approval and limitations of use.

Estate Flue Connected In-A-Floor Gas Heat-

rolas, Nos. 75, 45, 30 and 20..... 973-39-SA

Gas-Vac Flexi-Unit No. 6-40, sizes 8, 15, 20 and 21 211-41-SA

Gas-Vac Winter Air Conditioner (Gas Burning Furnace) 1124-40-SA

Humidaire Gas Fired Humidifier..... 926-39-SA

Humphrey Gas Unit Heater, Models 60, 65 85, 100, 125 and 200..... 679-38-SA

Humphrey Heat Tower (Gas Fired Forced Air Heater) 912-39-SA

Hypressure Jenny, Models JM and JL..... 661-41-SA

Janitor Gas Boilers..... 636-39-SA

Janitrol Gas Conversion Burners, Series J, JB, 16, 17, BW, BA and XR..... 631-39-SA

Janitrol Gas Unit Heater, Models UG45-37,

UG60-37, UG85-37, UG100-37, UG125-37,

UG160-37, UG-200-37, UG400, CG45-37,

CG60-37, CG85-37, CG100-37, CG125-37,

CG160-37, CG200-37, CG400, M 2000, M

3000, M 4000, D 4000, UG60-35, UG125-35,

UG200-35, CG10-34, CG8-34, UAS-50-14,

UAS-65-14, USA-85-14 UAS-100-14,

UAS-125-14, UAS-175-14, UAS-200-14,

UAS-225-14, UAC-65-14, UAC-85-14,

UAC-100-14, UAC-125-14, UAC-175-14,

UAC-200-14, UAC-225-14, BAC-75-14,

BAC-105-14, BAC-125-14, BAC-225-14

and BAC-450-14 683-38-SA

Janitrol Winter Air Conditioner, Series FAC. 214-41-SA

Pittsburgh Gas Unit Heater..... 775-39-SA

Reznor Gas Heater, Models US 55, 75, 7SS,

110, 110S, 150, 150S and 200..... 449-40-SA

Richmond Gas Fired Air Conditioner..... 655-39-SA

Richmond Heatomat Gas Heating Boiler..... 654-39-SA

THATCHER FURNACE COMPANY.

116-42-SA V. 27 No. 15 P. 411

Thatcher "comfortmaster" Gas Fired Burner Unit—for steam, hot water and warm air installations.

VACUUM GAS APPLIANCES DIVISION OF UNION FORK AND HOE COMPANY.

719-41-SA V. 26, No. 49, P. 1621

Gas-Vac Unit Heater, No. 75.

720-41-SA V. 26 No. 49 P. 1623

Gas-Vac Highboy Unit Heater.

GAS MASK

INDUSTRIAL SAFETY CORPORATION.

796-21-S V. 7 No. 4

Ammonia Gas Mask—approved.

GAS SHUT OFF VALVES

EMPIRE VALVE CO. 1278-25-SA V. 11 No. 12

Empire Gas Shut-Off Valve—approved.

J. F. HEALY.

231-20-S V. 10 No. 25 P. 757

Star Gas Shut-Off Valve—approved.

NELSON B. CREIGHTON.

309-22-S V. 7 No. 19 P. 505

Ideal Automatic and Manual Gas Valve—approved.

ARTHUR E. MacLEAN.

1135-21-S V. 6 No. 47

Protecto Gas Shut-Off Valve—approved.

QUEENS GAS CUT-OFF DEVICE CORP.
1280-25-SA V. 11 No. 31
Queens Gas Shut-Off Valve—approved.

FELLINGER & HEBARD. 752-25-SA V. 11 No. 18
Toro Emergency Gas Shut Valve—approved.

GASOLINE STORAGE TANK

ALPHA TANK COMPANY
417-42-SM V. 27 No. 40 P. 1016
V. 28 No. 1 P. 14
Alpha 550 Gallon Cylindrical Gasoline Storage Tank.
Approved.

GAUGE

A. L. RICHOLSON. 320-41-SA V. 26 No. 28 P. 1035
Rich-oil-Son Gauge (for Fuel Oil)—a glass tube with
a $\frac{3}{8}$ " slot through which the oil column is visible—ap-
proved for use with storage tanks not exceeding 275
gallons.

GLASS

BLUE RIDGE GLASS CORPORATION.
569-40-SM V. 27 No. 39 P. 993
Figured, Wired, Aklo-Heatabsorbing Glasses. Approved.

MISSISSIPPI GLASS COMPANY.
1084-39-SM V. 27 No. 8 P. 193
Mississippi Glass—various types, including wire glass.
Approved.

GLASS BLOCK, STRUCTURAL

OWENS-ILLINOIS GLASS CO.
169-38-SM V. 23 No. 30 P. 994
Insulux Glass Block—Hollow, partially evacuated glass
block consisting of two halves, made of water clear
pressed glass hermetically sealed—Series No. 100 ap-
proved for a $\frac{3}{4}$ hour fire resistive rating under Sec.
C26-610.0. V. 23 No. 42 P. 1286
Series No. 100 approved for use under the Labor Law.
V. 26 No. 21 P. 776
Additional sizes and series approved.

PITTSBURGH-CORNING CORPORATION.
820-38-SM V. 23 No. 48 P. 1509
P C Glass Blocks—hollow, partially evacuated glass blocks
consisting of two halves made of water clear pressed
glass sealed when made—The argus pattern, $5\frac{3}{4}$ in. x
 $5\frac{3}{4}$ in. x $3\frac{7}{8}$ in. size, approved for $\frac{3}{4}$ hour fire re-
sistive rating under Sec. C26-610.0. V. 23 No. 48 P. 1509
Additional requirements when used above the ninth floor.
V. 26 No. 18 P. 644
Additional blocks approved.

GLASS CLOTH

OWENS-CORNING FIBER GLASS CORPORATION.
149-39-SM V. 24 No. 23 P. 475
Owens-Corning Fiberglas Fabrics—a woven material of
tempered, blown or drawn glass threads—approved as
fire resistive incombustible material under Sections
C26-726.0 and C26-720 o.c.

Refer to the resolution for details of approval and limitations of use.

GYPSUM PARTITION TILE

UNITED STATES GYPSUM COMPANY.
638-41-SM V. 26 No. 30 P. 1142
Pyrobar Gypsum Partition Tile—
6 in. Hollow (plastered on unexposed side)
4 in. Hollow (plastered both sides)
3 in. Hollow (plastered both sides with $\frac{1}{2}$ " gypsum
plaster)
3 in. Solid (unplastered)
above approved for fire resistive ratings up to and in-
cluding 3 hrs.—2" Solid—(unplastered)—one hour rat-
ing—approved under Sec. C26-312.0.

GYPSUM WALLBOARD

(See also Lath and Sheathing)

NEWARK PLASTER COMPANY.
816-39-SM V. 24 No. 49 P. 1725
Kelly Cork Gypsum Wallboard—calcined gypsum with a
cork filler covered on both surfaces with Chip board
paper—approved under Sections C26-636.0 and C26-
667.0.

UNITED STATES GYPSUM COMPANY.
486-39-SM V. 25 No. 40 P. 1335
V. 27 No. 29 P. 668

Sheetrock (Square Edge)
Sheetrock (Recessed Edge)
Wood Grained Sheetrock
Sheetrock Panelwood
Insulating Sheetrock
Sheetrock Tile Board and Sheetrock Joint Treatment
Samson Wallboard (Square Edge)
Samson Wallboard (Recessed Edge)
Samson Wood Grained Wallboard
Samson Panelboard
Samson Insulating Gypsum Wallboard
Samson Tile Board and Samson Tape and Wallboard
Finisher—approved under Sections C26-241.0, C26-242.0,
C26-636.0 and C26-667.0.

V. 28 No. 20 P. 425

Amendment of approval, permitting the predecorating
of Sheetrock as approved and to be marketed under the
names of Predecorated Sheetrock and Predecorated
Samson Wallboard.

INSULATION MATERIALS

(See also Fibre Board, Plaster and
Acoustical Materials)

BALDWIN-HILL COMPANY.
1075-39-SM V. 24 No. 42 P. 1499
Baldwin-Hill Rock Wool—
Flintkote Rock Wool—
Keasbey and Mattison Rock Wool—approved as fire re-
tarding material min. density 8 lbs. p.c.f. under Sec.
C26-191.0 and Sec. C26-535.0.

BARRETT CO.
34-38-SM V. 23 No. 15 P. 483
V. 26 No. 48 P. 1589
Barrett Rock Wool—approved as fire retarding, fire
stopping and incombustible material—under Sec. C26-
535.0.

F. E. SCHUNDLER COMPANY.
14-41-SM V. 26 No. 7 P. 294
Schundler No. 121 Asbestos Vermiculite Insulation—ap-
proved as insulation material under Sections C26-178,
0, b, C26-191.0, C26-127.0.

FLINTKOTE CO.

359-39-SM V. 24 No. 18 P. 665

Flintkote Rock (Mineral) Wool Insulation approved as fire retarding, fire stopping material—min. density 8.5 lbs. p.c.f.—under Sections C26-191.0 and C26-535.0.

JIFFY MANUFACTURING COMPANY.

388-38-SM V. 24 No. 46 P. 1654

Jiffy Blanket House Insulation—two sheets of heavy waterproofed, fireproofed Kraft paper covering a mixture of macerated air-drafted newspaper and 14% powdered asbestos approved for permissive use as an insulating material.

JOHNS-MANVILLE SALES CORP.

227-39-SM V. 24 No. 45 P. 1604

Johns-Manville Rockwool Home Insulation Type A, B & C, approved as fire-retarding, fire stopping material—min. density 7 lbs. p.c.f. under Sec. C26-191.0 and Sec. C26-535.0.

KIMBERLEY-CLARK CORPORATION.

1169-38-SM V. 26 No. 1 P. 19

Kimsul Expanding Building Insulation—a porous homogeneous insulation made from wood fibre waterproofed with asphalt and fireproofed with a mixture of stable salts—approved for permissive use.

V. 26 No. 30 P. 1139

Use in Class B construction permitted.

MASONITE CORPORATION.

777-41-SM V. 27 No. 11 P. 277

Masonite Cell-U-Blanket—Standard and Silvershean—manufactured from Southern Pine Sulphate Kraft Cellulose Fibers. Approved as sound thermal insulation in other than Class 1 and 2 construction.

NATIONAL GYPSUM COMPANY.

39-42-SM V. 27 No. 26 P. 924

National Gypsum Company Gold Bond Rock Wool and Gimco Rock Wool. Approved as fire retarding and fire stopping material in densities of 3.2 lbs. p.c.f. for batt form and 8 lbs. p.c.f. for loose form.

OWENS-CORNING FIBERGLASS CORPORATION.

12-39-SM V. 24 No. 4 P. 136

Red Top Insulating Wool—approved as fire retarding, fire stopping material—min. density 7 lbs. p.c.f. under Sec. C26-191.0 and Sec. C26-535.0.

PHILIP CAREY COMPANY.

191-36-SM V. 24 No. 5 P. 170

Carey Rocktex Insulating Wool—approved as fire-retarding and fire-stopping material—min. density 6 lbs. p.c.f.—under Sections C26-191.0 and C26-535.0.

PLASTERGON WALL BOARD COMPANY.

28-42-SM V. 27 No. 13 P. 341

Airlock Mineral Wool Insulation. Approved as fire-retarding material 4.2 lbs. density for batt—8 pounds loose form.

REYNOLDS METALS COMPANY.

916-41-SM V. 27 No. 5 P. 107

Reyn-O-Cell (house and building insulation). Approved, use subject to limitations.

Refer to the resolution for details of approval and limitations of use.

S. A. FABBRICHE FIAMMIFERI ED AFFINI.

1116-38-SM V. 24 No. 15 P. 552

Populit—specific shipment approved for use in non-load bearing partitions under Sections C26-626.0 and C26-462.0—approved as incombustible, acoustical and insulating material.

UNITED STATES MINERAL WOOL COMPANY.

646-40-SM V. 25 No. 46 P. 1539

U. S. Rock Wool—U. S. Stud-Pak—approved as fire-retarding, fire-stopping material—min. density of 10 lbs. p.c.f.—under Sec. C26-191.0 and Sec. C26-535.0.

WESTERN SILICAIR PRODUCTS, INC.

989-40-SM V. 26 No. 29 P. 1080

Silicair Duct Sheathing—with exceptions of size same as Silicair Acoustical Tile Units—approved under Sections C26-88.0 and C26-178.0,b.

LADDERS**ELEVATOR APPLIANCES CO., INC.**

249-38-SA V. 24 No. 7 P. 238

Emergency Escape Ladders for Elevator Cabs, Types L-1, L-2, L-3 and L-4—approved.

LATH

(See also Fibre Board and Gypsum Wallboard)

CONSOLIDATED EXPANDED METAL COMPANIES.

236-39-SM V. 28 No. 11 P. 225

Consolidated Expanded Metal Companies Metal Lath and Lathing Accessories—approved under Sections C26-458.0, C26-459.0 and C26-191.0.

V. 28 No. 19 P. 400

Permission was granted by the Board to also market the above-mentioned material under the trade name of Wheeling Corrugating Co.

EBSARY GYPSUM CO.

229-38-SM V. 23 No. 16 P. 510

Ebsary Plasterboard and Lath—approved for use as a substitute for wood lath under Sec. C26-458.0.

GYPSUM ASSOCIATION.

H. W. Bell Co.

Certain Teed Products Corp.

Ebsary Gypsum Co.

Kelly Plasterboard Co.

National Gypsum Company

United States Gypsum Company

136-38-SM V. 23 No. 26 P. 834

Perforated Gypsum Lath—approved for use as a plaster base in a wood stud partition with a one hour fire resistive rating under Sec. C26-636.0, as a plasterboard under Sec. C26-462.0; for use in fire resistive ceilings under Sec. C26-669.0, as a substitute for combustible lath under Sec. C26-458.0.

NATIONAL GYPSUM COMPANY.

709-39-SM V. 25 No. 5 P. 151

Gypsum Wallboard and Plaster Base—approved under Sections C26-191.0, C26-241.0, C26-242.0, C26-363.0, C26-458.0, C26-462.0, C26-686.0, C26-667.0—may be marketed under the following brands: Gold Bond, Rockwall, Gypsolite.

KELLY PLASTERBOARD CO., INC.

798-39-SM V. 25 No. 3 P. 77

Kelly Cork—Gypsum Lath and Plasterboard—approved for use under Sections C26-363.0, C26-462.0, C26-669.0, C26-686.0 and as a substitute for combustible lath under C26-458.0.

PENN METAL COMPANY, INCORPORATED.

242-39-SM V. 25 No. 49 P. 1634

Penn Metal Company Metal Lath and Lathing Accessories—approved for use under Sections C26-458.0, C26-459.0 and C26-460.

PITTSBURGH STEEL COMPANY.

132-39-SM V. 24 No. 41 P. 1426

Steeltex, Type A (Plaster Base)—flameproofed, paper-backed metal lath—approved for use as a substitute for combustible lath under Sec. C26-458.0.

REYNOLDS METAL COMPANY.

714-38-SM V. 25 No. 15 P. 526

Reynolds Ecod Welded Wire Fabric—approved for use as a substitute for combustible lath under Sec. C26-458.0.

Permitting Reynolds Ecod Welded Wire Fabric to be marketed as Reyn-O-Lath.

TRUSCON STEEL CO.

579-31-SM V. 17 No. 11 P. 351

Insulmesh—approved for use as a plasterbase in lieu of wood lath—a paper backed metal lath of at least No. 23 gauge.

235-39-SM V. 28 No. 22 P. 471

Truscon Steel Co. Lath. Approved under Sections C26-458.0, 459.0 and 460.0.

UNITED STATES GYPSUM COMPANY.

257-39-SM V. 25 No. 42 P. 1413

U. S. Gypsum (also known as Samson)—Metal Lath and Lathing Accessories—approved under Sections C26-191.0, C26-458.0, C26-459.0, C26-460.0, C26-461.0.

790-42-SM V. 28 No. 13 P. 258

Rocklath and Diamond Liner (Gypsum Lath) Plasterboard—approved under Sections C26-191.0 and C26-458.0.

WHEELING CORRUGATING CO.

236-39-SM V. 28 No. 19 P. 400

Reference is directed to the approval issued the parent company, the Consolidated Expanded Metal Companies, under this heading (LATH).

LATHING ACCESSORIES

JOHNS-MANVILLE SALES CORPORATION.

896-41-SM V. 27 No. 4 P. 86

Johns-Manville Transite Furring—Metal furring for J-M Transite sheeting, 20 gauge studs in 20 gauge floor and ceiling channels.

OLSEN PRODUCTS, INC.

1041-40-SM V. 25 No. 52 P. 1737

Olsen Gypsum Lath Spring Wire Clips, PC MC PS and corner Combinations—manufactured from No. 11 and No. 12 U. S. gauge hot drawn steel wire—for use in floating wall systems—approved as substitute methods of attachment as provided in Sections C26-459.0 and C26-462.0,b.

TRUSCON STEEL CO.

235-39-SM V. 28 No. 22 P. 471

Truscon Steel Co. Lathing Accessories. Approved under Section C26-191.0.

U. S. GYPSUM COMPANY.

485-39-SM V. 24 No. 24 P. 914

U. S. Gypsum Rocklath Accessories—approved for use with Rocklath under Sections C26-178.0,b and C26-462.0.

U. S. MACHINE CORPORATION.

261-41-SM V. 27 No. 15 P. 412

Frewal-Flat Clip #101, Corner Clip #201, Channel Clip #301. Accessories for a floating wall system—#101 and 201 manufactured from 28 gauge tight coat galv. sheets—#301-26 gauge.

LIMES

AMERICAN LIME PRODUCTS COMPANY.

430-40-SM V. 25 No. 51 P. 1698

Hi-Power Brand Masons Hydrated Lime—Bulldog Pulverized Quicklime—Thomasville Lump, Pulverized and Pebble-Sized Bulk Quicklime—Red Seal Pulverized Water-Proofed Masons Quicklime. Approved under Sec. C26-312.0.

G. & W. H. CORSON, INC.

844-40-SM V. 26 No. 27 P. 991

Miracle Hydrated Lime (for masonry). Approved for use in masonry mortar under Sections C26-178.0,b and C26-313.0,b,c.

GIBSONBURG LIME PRODUCTS COMPANY.

774-40-SM V. 25 No. 52 P. 1743

Gibsonburg and Superspread Brands of Finishing Hydrated Lime—approved under Sections C26-312.0,b, C26-463.0 and C26-464.0.

HOOSAC VALLEY LIME COMPANY, INC.

1518-39-SM V. 25 N. 6 P. 203

Hoosac Granular Quicklime for masonry.
Hoosac Pulverized Quicklime for masonry.
Hoosac Superfine Quicklime for Finishing.
Hoosac Granular Quicklime for Finishing.
Hoosac Adams Granular Quicklime for Finishing.
Approved under Sections C26-312.0,a, C26-463.0 and C26-464.0.

HOOSAC MASONS HYDRATED LIME.

1519-39-SM V. 25 No. 6 P. 204

Approved under Sections C26-312.0,b and C26-463.0 and C26-464.0.

KELLY ISLAND LIME AND TRANSPORT CO.

1328-39-SM V. 25 No. 4 P. 113

Tiger Brand (White Rock) Hydrated Finishing Lime. Approved under Sections C26-312.0,b and C26-463.0.

LIMESTONE PRODUCTS CORPORATION
OF AMERICA.

711-41-SM V. 28 No. 4 P. 85

Lime Crest (Masons Hydrated Lime). Approved for use under Sections C26-312.0,b and C26-313.0.

Refer to the resolution for details of approval and limitations of use.

H. E. MILLARD.

247-40-SM V. 25 No. 19 P. 663

Millard's Pebble Lime. Approved for use in manufacture of sand lime brick.

Millards Pebble Lime.

Millards Medium Pulverized Lime—Swelt Arrow Masons Hydrated Lime.

Approved under Sections C26-312.0,a, and b, C26-313.0, C26-463.0, C26-464.0.

NATIONAL GYPSUM COMPANY.

1114-39-SM V. 25 No. 51 P. 1693

Gold Bond Hydrated Finishing Limes.

Rockwall Hydrated Finishing Limes.

Gold Bond, Palmer, Rockwall, and Big Yield Hydrated Masons Limes and Quicklimes. Approved under Section C26-312.0,a,b and C26-313.0.

NATIONAL LIME AND STONE COMPANY.

289-41-SM V. 27 No. 48 P. 1188

Monarch Hydrated Finishing Lime, Monarch Masons Lime, Monarch Brick Mortar. Approved.

NEW ENGLAND LIME CO.

213-40-SM V. 25 No. 19 P. 661

Nelco Snowite Granular Finishing Lime.

Nelso Adams Granular Finishing Lime.

Nelco Granular Masonry Lime.

Nelco Pulverized Masonry Lime.

Nelco EZ-on Blended Finish.

Nelso Masons Hydrated Lime.

Nelco Finishing Hydrated Lime.

Nelco Pulvo Quicklime.

Approved under Sections C26-312.0, a, C26-313.0, C26-463.0 and C26-464.0.

NORTH AMERICAN CEMENT CORPORATION.

124-38-SM V. 23 No. 26 P. 832

Berkeley Masons Hydrated Lime. Approved for use under Sec. C26-312.0,b.

PILGRIM MASONS HYDRATED LIME.

1523-39-SM V. 25 No. 6, P. 205

Pilgrim Masons Hydrated Lime. Approved under Sec. C26-312.0,b.

ROCKLAND ROCKPORT LIME CO., INC.

1524-39-SM V. 25 No. 6 P. 205

Star Pulverized Quicklime for Masonry, Rockland Waterproof Lime for Masonry—Failproof Quicklime for Finishing. Approved under Sections C26-312.0,a, C26-463.0 and C26-464.0.

STANDARD LIME AND STONE COMPANY.

949-40-SM V. 26 No. 5 P. 215

Washington Brand Hydrated Finishing Lime. Approved under Sections C26-463.0 and C26-464.0.

UNITED STATES GYPSUM COMPANY.

483-39-SM V. 26 No. 11 P. 413

Red Top Ivory Finish Lime.

Red Top Grand Prize Finish Lime.

Red Top Masons Hydrated Lime.

Red Top General Purpose Hydrated Lime.

Red Top Fibered Lime.

Samson Masons Hydrated Lime.

Samson Hydrated Finish Lime.

Approved under Sections C26-312.0,b, C26-313.0,a,b,c,d and C26-463.0.

484-39-SM V. 26 No. 29 P. 1075

Blue Label Cheshire Finish Quicklime.

Farnams Cheshire Finish Quicklime.

U. S. G. Masons Quicklime.

Samson Finish Quicklime.

Samsons Masons Quicklime.

Approved for use under Sections C26-312.0,a and C26-313.0,a,b,c,d.

VERMARCO LIME COMPANY.

231-40-SM V. 25 No. 21 P. 731

Vermarco Quicklime.

Vermarco Finishing Quicklime.

Vermarco Hydrated Lime.

Approved under Sections C26-312.0,a,b, C26-463.0 and C26-464.0.

WARNER COMPANY.

1366-39-SM V. 26 No. 12 P. 448

Bell-Mine Pebble Quicklime. Approved for use in manufacture of sand-lime, brick.

Bell-Mine Rotary Kiln Pulverized Masons Quicklime. Approved for use under Sections C26-313.0 and C-26-463.0, C26-464.0.

Bald Eagle Hydrated Lime. Approved under Sections C26-312.0, and C26-463.0, C26-464.0.

WHITEROCK QUARRIES, INCORPORATED.

681-39-SM V. 24 No. 25 P. 949

Whiterock Pulverized Quicklime. Approved under Sec. C26-312.0,a.

WOODVILLE LIME PRODUCTS COMPANY.

1311-39-SM V. 28 No. 8 P. 282

White Lily Blubag Finishing Hydrated Lime. Approved under Sections C26-312.0,b, C26-313.0, C26-463.0 and C26-464.0.

LINTELS**TRUSCON STEEL COMPANY.**

15-41-SM V. 26 No. 20 P. 734

Truscon Formed Steel Lintels, No. 572 (an angle 3½" x 3½" x ⅛") and No. 573 (4½" x 3½" x 5/32"). Approved under Sections C26-178.0,b, C26-818.0, C26-421.0,b and C26-616.0.

MIXER**ALSOP ENGINEERING CORPORATION.**

1111-41-SA V. 27 No. 26 P. 723

Alsop Engineering Corporation Mixer or Agitator—in sizes from ¼ H.P. to 30 H.P. installations. Approved under Sec. C19-15.0.

MOTION PICTURE EQUIPMENT**DUPLEX CINEMA EQUIPMENT.**

56-38-SA V. 23 No. 27 P. 876

Duplex DeLuxe Splicing Machine. Approved under Sec. C19-112.0.

NEUMADE PRODUCTS CORPORATION.

838-39-SM V. 24 No. 31 P. 1219

Neumade Vented Cabinets for Motion Picture Films—Models, Fumetite, Fire Chief, Firetite Sectional. Approved under Sec. C19-119.0.

AUTOMATIC FILM MACHINE CO., INC.

65-31-SA V. 22 No. 28 P. 870

Auto Patch Machine. Approved.

Refer to the resolution for details of approval and limitations of use.

FILM INSPECTION MACHINE CO., INC.
418 26-SA V. 13 No. 22
Film Inspection Machine. Approved.

ALBERT G. MACKLER.
260-31-SA V. 16 No. 42 P. 1067
Mackler Film Rewinder and Renovator. Approved.

NATIONAL FIRE PROTECTION COMPANY.
609-41-SM V. 27 No. 5 P. 107
National Film and Volatile Cabinet. Approved under
Sec. C19-110, Subd. 4.

OIL BURNERS FOR DOMESTIC AND COMMERCIAL USE

<i>Name of Burner</i>	<i>Calendar No.</i>
A. B. C. Oil Burner	1295-24-SA
A. B. C. Oil Burner, Type H.....	684-29-SA
ABC Oil Burner, Models 2 and P7.....	98-35-SA
Ace Rotary Oil Burner	47-35-SA
Acme Automatic Oil Burner (Gun Type)	
Model A-1	112-36-SA
Acme Oil Burner, Models BO-1 and BO-2...	132-34-SA
Aetna Automatic Oil Burner.....	1547-23-SA
Air-Blast Oil Burner	579-32-SA
Airnoil Burner	175-37-SA
Airtemp Oil Burner, Models B-6 and C-6....	139-36-SA
Airtemp Oil Burner, Models D, F and G.....	88-34-SA
Aldrich Heat-Pak Oil Burner, Models 35, 35F 35TF, 35LG, 35DD, 35J, 35OA, 35P, 35GF, 35FF, 35CA and Compact.....	237-36-SA
Aldrich Sav-Haf Oil Burner, Models 35F5SP, 35F5LP, 35F5XP and 35J5.....	514-39-SA
Alladin Oil Burner	298-26-SA
Alexander Oil Burner	65-28-SA
Alida Oil Burner	124-34-SA
Alida-Remington Oil Burner.....	124-34-SA
Alpine Oil Burner, Models A and H.....	110-36-SA
Ameco Oil Burner, Models 1G, 2G, 3G, 4G and 5G	265-37-SA
Ameco Oil Burner, Model 2½M.....	559-38-SA
American Blue Flame and Sun Flame Oil Burning Heaters, Models No. 73, 86, 88, 92, 93, 94, 95, 96, 4512, 4518, 4528, 4538, 4562, 4563, 4573, 4578, 4588, 4688, 4678, 4668, 4666, 4683, 4663, 4653, 4673, 4674, 4664, 4612, 4618, 4628, 4638, 4788, 4778, 4768, 4783, 4763, 4753, 4773, 4712, 4718, 4721 and 4738	298-33-SA
American Oil-Saver Special Oil Burner, Models 1G, 2G, 3G, 4G and 5G.....	265-37-SA
American Oil-Saver Special Oil Burner, Model 2½M	559-38-SA
Anthony Nebulyte Oil Burner.....	1026-22-SA
Arcoflame Oil Burner	426-38-SA
Arcoflame Oil Burner, Models B, C, L, D, DF, 64, 65, M and MF.....	426-38-SA
Aristocrat Oil Burner	222-35-SA
Arrow Oil Burner, Models 1G, 2G, 3G, 4G and 5G	265-37-SA
Arrow Oil Burner, Model 2½M.....	559-38-SA
Associated Oil Burner	178-35-SA
Auto Heat Oil Burner.....	284-33-SA
Autocrat Oil Burner, Model B-1.....	297-31-SA
Automatic Airless Oil Burner, Model No. 1..	53-34-SA
Baker Automatic House Heating Burner.....	1323-22-SA
Baker Oil Burner, Model L, Gun Type.....	404-29-SA
Baker Perkins Atomizing Type, Mechanical Draft Oil Burner, Types C and CD.....	329-35-SA
Ballard Baby Grand Oil Burner.....	447-32-SA
Ballard Low Pressure Mechanical Oil Burner, Models AAPA, ABPA, ACPA, ADPA, AFPA, AHPA, AAPH, ABPH, ACPH,	

<i>Name of Burner</i>	<i>Calendar No.</i>
ADPH, AFPH, AHPH, AAPM, ABPM, ACPM, ADPM, AFPM, AHPM, AAM, ABM, ACM, ADM and AFM.....	1493-22-SA
Ballard Oil Burner, Models B-A, 1, 2, 3 and 4	447-32-SA
Ballard Oil Burner, Model BAO and BBS Unit	839-38-SA
Ballard Super Domestic Oil Burner.....	939-24-SA
Bauer Oil Burner	129-37-SA
Bayard Domestic Fuel Oil Burner.....	1184-22-SA
Beckett Commodore Oil Burner, Model OB-1	518-39-SA
Benat Oil Burner, Models A, B and E.....	23-37-SA
Berggren Oil Burner	764-26-SA
Bethlehem-Doe Ail Burner, Models CE, FE, F, G and H.....	116-37-SA
Bethlehem-Dynatherm Oil Burner.....	888-40-SA
Bethlehem-Hering Oil Burner, Models CE, FE, F, G and H.....	116-37-SA
Bethlehem Oil Burner, Crusader Model.....	335-38-SA
Bethlehem Steam Atomizing Fuel Oil Burner	485-32-SA
Bettendorf Automatic Oil Burner, Models D, F and G.....	88-34-SA
Bettendorf "Double Heat" Automatic Oil Burner, Models MV and MW.....	505-37-SA
Bettendorf High Pressure Oil Burner.....	479-31-SA
Bettendorf Oil Burner	731-28-SA
Bettendorf Oil Burner, Models G1, G2, D3, HD2, MV1, MV2, B and B1.....	1133-39-SA
Bettendorf Oil Burner, Model H.B.....	498-32-SA
Bock Oil Burner, Models A, B, C and D.....	123-31-SA
Bock Oil Burner, Models WH-3, WH-5, WH- 6 and WH-8	102-34-SA
Borden Oil Burner, Model B.....	29-37-SA
Braden Automatic Fuel Oil Burner, Models XLA, AL, W, CL, XLNT and XLNC...	322-30-SA
Branford Oil Burner	36-31-SA
Branford Oil Burner, Model "A".....	461-32-SA
Brighton Oil Burner	372-33-SA
Bullet Automatic Oil Burners, Models A and B	195-33-SA
Caloroil Burner, Type AA.....	1361-24-SA
Caloroil (Heavy Oil) Oil Burner, Models HR-4H, HR-5H and HR-6H.....	1137-40-SA
Caloroil Horizontal Rotary Oil Burner, Models 1, 2, 3, 4, 5 and 6.....	327-31-SA
Camel Automatic Oil Burner, Model 30, Types A, B and C and Models J and A.S.....	229-32-SA
Capitol Oil Burner, Models A, B and E.....	23-37-SA
Carboradiant Oil Burner, Models V and VS..	16-31-SA
Carboradiant Oil Burner, Model VSS.....	49-32-SA
Carborundum Burner	571-29-SA
Carrier Home Air Conditioner, Type 58C (Oil Fired)	664-39-SA
Carrier Home Weathermaker, Type 58D2....	182-41-SA
Carrier Oil Burner, Models CE, FE, F, G and H	116-37-SA
Carrier Oil Burner, Model 62C2.....	499-38-SA
Carrier Oil Burner, Models 62D2 and 62D3...	334-39-SA
Cardinal Oil Burner, Model C.....	50-37-SA
Carter-Korth Oil Burner, Model "P".....	389-32-SA
Carter-Korth Oil Burner	54-30-SA
Carter Oil Burner, Models 4X, 5X, 6X and 10X	117-34-SA
Ceco Oil Burner	354-35-SA
Central Oil Burner, Models 4X, 5X, 6X and 10X	117-34-SA
Centry Oil Burner	157-28-SA
Century Pressing Machine Oil Burner, Models U1 and U2	25-37-SA
Challenger Kleen Heat Burner, Series No.100	813-28-SA
Challenger Oil Burner, Model "A".....	86-34-SA
Chalmers-Ace (Rotary) Oil Burner.....	47-35-SA
Chalmers Automatic Oil Burner, Models D1 and D2	608-32-SA
Citro Oil Burner, Models A and B.....	86-36-SA
Clark Domestic Gun Type Oil Burner, Models EJ-1 and EJ-2	579-37-SA
Clark Horizontal Rotary Oil Burner.....	618-37-SA
Commonwealth Automatic Oil Burner.....	348-28-SA
Conco Oil Burner	1200-39-SA

Refer to the resolution for details of approval and limitations of use.

<i>Name of Burner</i>	<i>Calendar No.</i>	<i>Name of Burner</i>	<i>Calendar No.</i>
Concord Burner	108-35-SA	Fitzgibbons Oil Burner, Model M.....	172-37-SA
Conservoil Burner, Models H-1C and H-1F..	155-37-SA	Flex-O-Gas Oil Burner for Pressing Machine,	
Continental Oil Burner, Models A, B and C..	146-31-SA	Model T-2	125-36-SA
Cook's Automatic Oil Burner.....	955-27-SA	Fluid Heat Domestic Oil Burner, Type O.....	1094-27-SA
Cope-Swift Safety Automatic Oil Burner.....	354-31-SA	Fluid Heat (Gun Type) Oil Burner, Model P	134-35-SA
Craftsman Oil Burner	222-35-SA	Fluid Heat Oil Burner	361-32-SA
Crano Oil Burner, Models H-1C and H-1F..	155-37-SA	Forsdraft Oil Burner	41-34-SA
Crater Automatic Oil Burner.....	34-34-SA	Foster Oil Burner	715-26-SA
Crescent Oil Burner	222-29-SA	Franklin Domestic Oil Burner.....	560-26-SA
Crescent Type M Size I Oil Burner and		Freeport-Silent Service Oil Burner, Models 5,	
Models 8, 18 and 28.....	592-31-SA	10 and 30.....	97-33-SA
Creveling Oil Burner, Models A, B and E....	23-37-SA	Friar Oil Burner, Models R-15 and R-35.....	21-36-SA
Crown Oil Burner, Type XA.....	426-29-SA	Fuelo Oil Burner	47-30-SA
Crystal Blue Flame Oil Burner.....	423-29-SA		
D and K Oil Burner.....	369-40-SA	Gar Wood Oil Burner.....	373-30-SA
Dahl Vaporizing Oil Burner.....	915-26-SA	Gar Wood Oil Burner, Models K, K-3500,	
D'Elia Oil Burner	155-31-SA	T and W	481-32-SA
Delco Heat Oil Burner.....	420-31-SA	General Automatic Oil Burner, Model A.....	60-36-SA
Delco Heat Oil Burner, Models DX, D12,		General Electric Fuel Oil Burner.....	434-32-SA
D34, D44, DR, DRO, DR-1, DRF, DF2,		General Electric Oil Burner, Type DA-2....	228-33-SA
and DLM	800-38-SA	General Electric Oil Burner, Type DB-2,	
Delco Heat Burners, Models A, AO, AFO, A12		DB-20 and DB-26.....	201-38-SA
and B	537-41-SA	General Electric Oil Burner, Models LA-3,	
Demand Oil Burner	108-34-SA	LA-20, LA-22, LA-32, LA-34, LA-42,	
DeSoto Oil Burner, Models D, DA and D2..	787-39-SA	LA-44 and LA-54	605-38-SA
DeWalt Oil Burner	541-31-SA	Ghapco Steam Generator	348-31-SA
Diesel-American Oil Burner, Models DA-0,		Gilbarco-Ballard Heavy Oil Burner, Models	
DA-2, DA-1 and DA-3.....	6-37-SA	BM, DM, FM, HM, BS, DS, FS, HS,	
Diesel Oil Burner	354-35-SA	BA, DA, FA, HA, BPM, DPM, FPM,	
Dietz Oil Burner, Type B.....	295-29-SA	HPM, BPS, DPS, FPS, HPS, BPA,	
Dietz Oil Burner, Type D.....	1105-22-SA	DPA, FPA, HPA, BPW, DPW, FPW,	
Dist-O-Matic Oil Burner	663-28-SA	HPW, BPH, DPH, FPH and HPH....	1493-22-SA
Doe Oil Burner	317-31-SA	Gilbarco G.B.O. Oil Burner.....	282-33-SA
Doherty Oil Burner	943-26-SA	Gilbarco Industrial Burner.....	350-32-SA
Draft-Rite Oil Burner.....	178-35-SA	Gilbarco Oil Burner, Models AAPA, ABPA,	
Duo-Therm Oil Burning Furnace, Models 750		ACPA, ADPA, AFPA, AHPA, AAPH,	
and 850	1044-40-SA	ABPH, ACPH, ADPH, AFPH, AHPH,	
Dupont Oil Burner.....	248-36-SA	AAPM, ABPM, ACPM, ADPM, AFPM,	
Dynamic Oil Burner.....	108-34-SA	AHPM, AAM, ABM, ACM, ADM and	
		AFM	1493-22-SA
Easternoil Automatic Oil Burner, Models A,		Gilbarco Oil Burner, Models G.B. 1 and 2....	520-31-SA
B and C.....	600-31-SA	Gilbarco Oil Burner, Models G.B. 3, 4 and 5..	109-31-SA
Econ-O-Heat Oil Burner, Model E.....	130-37-SA	Gilbarco Oil Burner, Model GBOO and GBS	
Econ-O-Mizer Oil Burner, Models E, M and		Unit	839-38-SA
A	393-38-SA	Gilbert & Barker Flexible Flame Burner.....	109-31-SA
Economy Oil Burner, Type A-1.....	45-31-SA	Gilbert & Barker Junior Flexible Flame Do-	
Edison Oil Burner, Models A, B and E.....	23-37-SA	mestic Oil Burner	520-31-SA
Eisler Automatic Oil Burner.....	481-27-SA	Gilbert & Barker Oil Burner, Model S-1.....	282-33-SA
Elec-tro-matic Oil Burner, Type 151.....	125-33-SA	Gilbert-Bethlehem Oil Burner, Models CE,	
Electrol Automatic Oil Burner and Models		FE, F, G and H.....	116-37-SA
BB, C, EA, TCV, TUV, TM and JM....	259-25-SA	Gill Oil Burner	1231-23-SA
Ember-Glo Oil Burner.....	462-32-SA	Gold Star Oil Burner, Models F, S, J and J-1	166-33-SA
Empire Oil Burner.....	222-35-SA	Golden Glow Oil Burner.....	493-24-SA
Enterprise Rotary Fuel Oil Burner.....	1149-27-SA	Goodrich Oil Burner, Models G-0, G-1, G-2	
Enterprise Steam Atomizing Burner.....	15-33-SA	and G-3	441-31-SA
Enterprise Type Junior "W" Oil Burner		Goodspeed Automatic Oil Burner.....	957-27-SA
Models 1, 2 and 3.....	225-32-SA	Goodspeed Oil Burner, Nozzle Type 2.....	346-33-SA
Espo Oil Gas Burner.....	1431-23-SA	Gould Automatic Oil Burner.....	178-35-SA
Eso Oil Burner, Models AAPA, ABPA,		Grant Oil Burner	382-26-SA
ACPA, ADPA, AFPA, AHPA, AAPH,		Grant Oil Burner, Model "C".....	232-32-SA
ABPH, ACPH, ADPH, AFPH, AHPH,		Great Eastern Oil Burner, Models A, B and E	23-37-SA
AAPM, ABPM, ACPM, ADPM, AFPM,		Great Eastern Oil Burner, Model JM.....	295-25-SA
AHPM, AAM, ABM, ACM, ADM and			
AFM	1493-22-SA	Hardinge Oil Burner	813-25-SA
Eso Oil Burner, Models E.B. 1 and 2.....	520-31-SA	Hardinge Oil Burner, Model 23.....	33-33-SA
Eso Oil Burner, Models E.B. 3, 4 and 5.....	109-31-SA	Harris Fuel Oil Burner.....	690-30-SA
Eso Oil Burner, Models EBOO and EBS		Hart Automatic Oil Burner.....	1162-24-SA
Unit	839-38-SA	Hart Automatic Oil Burner, Model Series	
Evenheat Oil Burner	554-32-SA	"DO"	595-29-SA
Everedy Oil Burner.....	102-33-SA	Hart Oil Burner, Model "H".....	221-33-SA
Excelsior Steel Furnace Co. Oil Burner,		Hauck Venturi Low Pressure Oil Burner....	88-27-SA
Model U.C.	132-34-SA	Hauck Venturi Improved Propositioning Oil	
adco Oil Burner.....	493-24-SA	Burner	88-27-SA
Airfield-Diesel Oil Burner.....	753-38-SA	Hayward Oil Burner (Vertical Rotary)	
Airfield Model F Jr. Oil Burner.....	547-37-SA	Models AG, BG, CG, DG, AP, BP, CP,	
Airfield Oil Burner.....	584-31-SA	and DP	696-30-SA
Aultless Oil Burner	493-24-SA	Hayward Oil Burner, Model 2000.....	118-35-SA
Ane-Glo Oil Burner	178-35-SA	Heat and Power Oil Burner, Models 1G, 2G,	
		3G, 4G and 5G.....	265-37-SA

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<i>Name of Burner</i>	<i>Calendar No.</i>	<i>Name of Burner</i>	<i>Calendar No.</i>
Heat and Power Oil Burner, Model 2½M.....	559-38-SA	Kleen Heet Oil Burner, Type 902 Models 2 and 711	99-35-SA
Heat King Oil Burner, Model 2.....	98-35-SA	Kleen Heet Oil Burner, Type R.....	49-33-SA
Heat Master Oil Burner and Improved Model	56-39-SA	Korth Oil Burner, Models G and S.....	136-34-SA
Heat-O-Matic Oil Burner.....	178-35-SA	Kreager Oil Burner	367-30-SA
Heat-Pak Oil Burner, Models 35 and Compact	237-36-SA	Kres-Kno Oil Burner	443-28-SA
Heatiator Oil Burner	1346-23-SA	Kres-Kno Oil Burner, Models BFTDR, BFE, BFToDR, BFSE, BFWDR and BFPR	903-40-SA
Heil Activ-Flame Oil Burner, Models X1, X3 and X6	295-29-SA	Kres-Kno Pressing Machine Burner, Model MD, sizes KRF and KRF-1.....	354-34-SA
Heil Combustion Fuel Oil Burner.....	1105-22-SA	Kresky Oil Burner, Model MD.....	591-29-SA
Heil Combustion Fuel Oil Burner, Type B....	295-29-SA		
Henjes Oil Burner, Models 1G, 2G, 3G, 4G and 5G	265-37-SA	Laco Oil Burner, Model NL.....	670-30-SA
Herco Oil Burner, Models R-15, R-35, F, P-15, P-35, P-50, J-5, J-10, S-20, S-40 and P-5.	21-36-SA	Laco Oil Burner, Models F, JF, BF and D...	226-33-SA
Hercules Jr. Oil Burner, Model 2101.....	1015-40-SA	Lange Economical Oil Burner.....	355-33-SA
Hercules Oil Burner	510-29-SA	Latham Automatic Oil Burner.....	49-38-SA
Hercules Oil Burner, Models H, HF, and Type H, 1937 Model, as improved 1940.....	309-33-SA	Lawrence May Oil Burner.....	1034-27-SA
Hercules Oil Burner, Models M 1200 and M 1800	486-32-SA	Leader Bake Oven Oil Burner.....	384-36-SA
Herman Nelson Conversion Oil Burner.....	144-36-SA	Leader Oil Burner.....	425-31-SA
Hev-E Oil Burner, Models S-1, S-2, S-3 and S-4	948-40-SA	Lectromatic Oil Burner, Model 2½M.....	559-38-SA
Hillcrest Oil Burner, Models A, B, and E....	23-37-SA	Leiman Brothers Fuel Oil Burner.....	314-30-SA
Hipoint Oil Burner, Models A-2, B-2 and C-2	11-36-SA	Lektro-Matic Oil Burner, Models 1-G, 2-G, 3-G, 4-G and 5-G.....	265-37-SA
Hofmann Automatic Fuel Oil Burner, Model 41	274-35-SA	Lennox Oil Burner, Series LE-1, LE-2 and LE-3	565-38-SA
Holby Type A Fuel Oil Burner.....	688-29-SA	Liberty Automatic Heater.....	129-28-SA
Holland Gun Type Oil Burner.....	225-37-SA	Liberty Pressure Oil Burner.....	75-34-SA
Holland Gun Type Oil Burners, Models H4, S4, M4 and L4.....	367-42-SA	H.C. Little Oil Burner.....	814-41-SA
Holland Type "F" Oil Burner.....	237-34-SA	Lochinvar Oil Burning Unit.....	142-36-SA
Home-Utility Oil Burner, Models A and H...	110-36-SA	Lonergan Automatic Oil Burner.....	208-33-SA
Homer Domestic Oil Burner.....	1211-25-SA	Luxor Heat Oil Burner, Models XLA, AL, W, CL, XLNT and XLNC.....	322-30-SA
Homer Utility Oil Burner.....	187-33-SA	Lynn Power Oil Burner, Models 1, 2 and 3..	166-34-SA
Homestead Oil Burner, Model E.....	176-36-SA		
Homestead Twin Control Oil Burner, Models J, N, H, JU and NU.....	10-34-SA	"M W" Domestic Oil Burners, Models Nos. 25, 26, 65, 66, 307, 308, 309, 400 and 800..	341-32-SA
Hupp Oil Burner, Models H, U, P and PP...	837-38-SA	M. W. Emancipator Oil Burner.....	102-33-SA
Ideal ArcoVariflame Oil Burner.....	23-37-SA	M. W. Oil Burning Water Heater.....	737-29-SA
Ideal Oil Burner, Models A, B and E.....	187-33-SA	M. W. Water Heater, Model 20-D.....	365-34-SA
Imperial Oil Burner	591-29-SA	Magna Fuel Oil Burner	197-33-SA
Improved Kres-Kno Oil Burner and Model MD	503-37-SA	Majestic Oil Burner	693-30-SA
Indiana Oil Burner, Models AG, AGH, AP and APH	82-33-SA	Major Oil Burner, Models H, U, P and PP..	10-34-SA
Inferno Oil Burner.....	372-30-SA	Major Oil Burner, Models M and J.....	293-38-SA
International Mechanical Draft Oil Burner...	1305-24-SA	Marnis Domestic Oil Burner, Models 50 and 60	556-41-SA
International Oil Burner.....	577-39-SA	Marr Oil Burner, Model H, Type R.....	765-26-SA
Iron Fireman Oil Burner, Model M.....	771-41-SA	Marvelo Oil Burner, Model MB.....	336-38-SA
Jackson Oil Burner.....	333-33-SA	Master Fuel Oil Burner.....	350-32-SA
Jacobsen Balanced Oil Burner (Model V-1).	938-22-SA	Master Gulf Oil Burner, Models A, B and E	23-37-SA
Johnson Improved Rotary Fuel Oil Burner...	852-26-SA	Master-Kraft Oil Burner	83-33-SA
Joyce Oil Burner	846-25-SA	May Oil Burner, Models L, C and S.....	68-24-SA
K. F. C. Oil Burner.....	166-34-SA	May Oil Burner, Models BB, B, NSJ, F, NSJ1, W, SMT, LCT, DU, N, O, U and D	46-34-SA
Kalamazoo Power Oil Burner, Models 1, 2 and 3	146-31-SA	Mayfield Oil Burner	568-31-SA
Kaytown Quiet Automatic Oil Burner, Models A, B and C.....	237-33-SA	Mayflower Oil Burner	124-29-SA
Kelco Oil Burner	339-31-SA	Mazda Oil Burner, Models A, B and E.....	23-37-SA
Kelvinator Oil Burner	105-34-SA	McIlvane Oil Burner	544-29-SA
Kelvinator Oil Burner, Models K, 0256-A, 0256-B, 0256-C, 0456, 0836 and NK 30-A, and Models NK 30-B, NK 30-C, NK 30-D, NK 45 and NK 83.....	255-39-SA	Melco Automatic Oil Burner, Type "A".....	1032-25-SA
Kelvinator Rotary Oil Burner, Models NKB-275S, NKB-400S, NKB-525S, NKB-675S, NKB-440W, NKB-640W, NKB-840W and NKB-1080W	518-32-SA	Merco Oil Burner	637-29-SA
KeWaNee Oil Burner, Model "C".....	438-38-SA	Mercuriol Oil Burner, Models 4X, 5X, 6X and 10X	117-34-SA
Keystone Oil Burner, Models LP and WP...	130-37-SA	Mercury Oil Burner, Model M-2.....	722-39-SA
Kingsco Oil Burner, Model E.....	369-33-SA	Metered Heat Oil Burner, Model G.....	136-34-SA
Kingsway Century Oil Burner, Models F and G	216-36-SA	Metro-Pressure Oil Burner, Models A, B and C	146-31-SA
Kingsway Silent Automatic Oil Burner, Model A-1	62-24-SA	Micron Oil Burner	345-34-SA
Kleen Heet Oil Burner.....		Midget Oil Burner.....	155-34-SA
		Midget Pressing Machine Oil Burner.....	122-35-SA
		Mid-West Oil Burner, Models 106, 108, 208, 211, 311 and 114.....	327-31-SA
		Midwest (Heavy Oil) Oil Burner, Models 211H, 311H and 114H.....	1137-40-SA
		Miller Oil Burner, Type OG-80.....	937-40-SA
		Minneapolis Automatic Oil Burner.....	34-34-SA
		Mohawk Oil Burner, Models A, B and H....	110-36-SA
		Monitor Oil Burner	202-34-SA
		Morgan Oil Burner, Models A and H.....	110-36-SA
		Morrissey Oil Burner.....	673-27-SA

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Morrissey Oil Burner, Models MA-2, MA-3, MA-4, SP-1, SP-2, SP-3, and MP-1....	359-33-SA	Philco Oil Burner, Models AM and B.....	27-37-SA
Morse Conical Type Steam Atomizing Burner	938-25-SA	Pioneer Automatic Oil Burner.....	1259-27-SA
Morse Fan Tail Type Steam Atomizing Burner	939-25-SA	Precision Oil Burner, Model W.....	137-37-SA
Morse Fuel Oil Burner.....	820-23-SA	Preferred Oil Burner (Manual Operation), Model D. O.	253-35-SA
Moto-Heat Oil Burner	195-32-SA	Pressure Oil Burners, Models A, B and C.....	146-31-SA
Motorless Oilheat Burner, Models 7, 9, 11, 13 and 15	628-23-SA	Presto Automatic Oil Burner.....	294-34-SA
Mousette Oil Burner.....	887-25-SA	Prize Automatic Oil Burner, Models A, B and C	600-31-SA
Nabco Oil Burner	287-37-SA	Progressive Oil Burner, Models G4, G5, G6 and G7	411-32-SA
Nairoil Oil Burner, Type R, Model E.....	13-35-SA	Progressive Press Machine Oil Burner, Models PMB and PMBS.....	224-34-SA
National Airoil High Pressure Burner.....	185-29-SA	Public Service Oil Burner, Models R-15 and R-35	21-36-SA
National Airoil Low Pressure Burner.....	186-29-SA	Pyrolene Oil Burner	184-36-SA
National Airoil Type D-R Rotary Oil Burner	548-31-SA	Quiet Automatic Oil Burner, Models KA, KB and KC	146-31-SA
National Devices Oil Burner.....	184-36-SA	Quiet Ballard Automatic Oil Burner.....	660-30-SA
National Heat and Power Co., Inc., Oil Burner	788-38-SA	Quiet Flame Oil Burner, Models E, EW-1, EW-1-S and EW-2	341-33-SA
National Oil Burner, Model E-J.....	360-34-SA	Quiet Flame Oil Burner, Models D, H and K	234-37-SA
National Oil Burner, Series N, Models S, I and C	1129-38-SA	Quiet Heat Oil Burner.....	49-36-SA
National Rotary Oil Burner.....	836-25-SA	Quiet May Oil Burner, Models L, C and S....	68-24-SA
Nesbitt Oil Burner, Models F, JF, BF and D	226-33-SA	Quiet May Oil Burner, Models BB, B, NSJ, F, NSJ1, W, SMT, LCT, DU, N, O, U and D	46-34-SA
New Perfection Oil Burner, Type "C".....	518-29-SA	Radiant Oil Burner, Models 1G, 2G, 3G, 4G and 5G	265-37-SA
New Process Oil Burner.....	1071-27-SA	Radiant Oil Burner, Model 2½M.....	559-38-SA
Nichols-McCann-Harrison Burners	255-31-SA	Radium Oil Burner, Models 1G, 2G, 3G, 4G and 5G	265-37-SA
Noiseless Nokol Model G Oil Burner.....	801-28-SA	Radium Oil Burner, Model 2½M.....	559-38-SA
Noiseless Nokol Rotary Oil Burner, Model R	584-28-SA	Rasol Oil Burner	108-34-SA
Nokol Automatic Burner	1078-24-SA	Ray-Dio Sunshine Oil Burner, Model C, sizes 12, 14 and 16.....	368-34-SA
Norge Oil Burner, Models N5, N8, N68 and N88	345-31-SA	Ray Gun Type Oil Burner, Model XP.....	50-38-SA
Norge Oil Burner, Models N8, N18, and N28	226-34-SA	Ray Rotary Fuel Oil Burner, Types A and B.	504-23-SA
Norge Oil Burner, Models N8-8C and N13-8C	543-37-SA	Rayfield Oil Burner	504-26-SA
Norge Oil Furnace, Gun Type, Models 0-90 and 120	271-41-SA	Real Host Oil Burner.....	38-34-SA
Norge Oil Furnace, Pot Type, Models OA-63 and OB-60	272-41-SA	Relmer Oil Burner	148-40-SA
Norge Water Heater, Models 23 and 45.....	365-34-SA	Re-Ly-On Oil Burner	745-26-SA
Novo Oil Burner, Model JM.....	259-25-SA	Remington Domestic Oil Burner, Type B....	532-31-SA
Nu-Way Oil Burner	773-26-SA	Remington Oil Burner	891-26-SA
Nu-Way Oil Burner, Models 1G, 2G, 3G, 4G and 5G	265-37-SA	Rexoil Domestic and Industrial Fuel Oil Burner	667-28-SA
Nu-Way Oil Burner, Model 2½M.....	559-38-SA	Reynolds Automatic Oil Burner, Model R-G..	440-37-SA
Oil Aire-Flo Burner Unit, Series H.....	564-38-SA	Reynolds Oil Burner, Model GC.....	266-34-SA
Oilbuilt Burner	85-33-SA	Richfield Oil Burner, Pressure Gun Type....	73-36-SA
Oil King Oil Burner, Models F, S, J and J-1	166-33-SA	Rich-Heat Oil Burner, Models G and S.....	136-34-SA
Oliver Oil Gas Burner, No. 30-A.....	1359-24-SA	Richmond Gravity Fuel Oil Burner.....	1193-22-SA
Orco Oil Burner, Model A-1.....	216-36-SA	Rickard Oil Burner	1011-27-SA
Oronoke Oil Burner	394-30-SA	Rightway Oil Burner	339-31-SA
Orr Fuel Oil Burner.....	113-26-SA	Rite Silent Burner	187-33-SA
PDM Low Pressure Oil Burner.....	205-38-SA	Ritz Oil Burner, Model A.....	378-36-SA
Pacific Oil Burner	343-35-SA	Rockville Oil Burner, Models J-5 and J-10...	21-36-SA
Packard Fuel Oil Burner.....	77-34-SA	Rohr Schanck Fuel Oil Burner.....	583-21-SA
Paragon Oil Burner, Models A-25, A-50, A-75, A-180, AF-20 and AB-20.....	248-37-SA	Rotoflame Gem Oil Burner.....	187-33-SA
Paragon Oil Burner, Model B.....	698-40-SA	Round Oak Oil Burner.....	343-35-SA
Paragon Oil Burner, Models R-15 and R-35..	21-36-SA	Ryan & Scully Commercial and Domestic Oil Burner	304-32-SA
Paramount Oil Burner	1193-25-SA	S. & K. Mechanical Fuel Oil Burner.....	1115-22-SA
Paramount Oil Burner, Model A.....	617-30-SA	S & K Wide Range Fuel Oil Burner.....	10-33-SA
Pascoe Oil Burner	1029-26-SA	S-K Oil Burner, Models F and G.....	369-33-SA
Penn Automatic Oil Burner, Gun Type.....	250-37-SA	S and W Air King Oil Burner.....	493-24-SA
Penn Rotary Oil Burner.....	236-35-SA	S. T. Johnson Co., B.H. Oil Burner.....	517-37-SA
Peoples Silent Oil Burner, Models O and G..	313-35-SA	S. T. Johnson Co., Type 30-A, Rotary Fuel Oil Burner	197-32-SA
Perfect Automatic Oil Burner, Models DL-7, DL-8, DL-10, 0-5, 0-7, 0-8 and 0-10.....	264-35-SA	S. T. Johnson Co., Type 30-H, Rotary Fuel Oil Burner	198-32-SA
Perfect Automatic Oil Burner (Gun Type), Model A-1	112-36-SA	S. T. Johnson Oil Heat Servant.....	157-34-SA
Perfect-Pantex Oil Burner	271-33-SA	Sachem G.B.O. Oil Burner.....	282-33-SA
Perfex Airnoil Burner	175-37-SA	Schulse Home Oil Burner	1487-23-SA
Petro Domestic Burner	161-26-SA	Scott-Newcomb Pioneer Oil Burner, Models C, CA, CJ, CV and SN Junior.....	436-32-SA
Petro Model T Oil Burner.....	451-31-SA	Sealdheet Oil Burner, Model SH.....	160-36-SA
Petro Model W Oil Burner.....	452-31-SA	Security Oil Burner	56-28-SA
Petro Burner, Model O.....	78-28-SA		
Petro Burner, Model P-2.....	735-30-SA		
Petro Oil Burner, Model W-2.....	244-33-SA		
Petro Oil Burner, Models W-1 and W-1½...	245-33-SA		
Petro Oil Burner, Models D-10, D-11, D-12, D-13, D-14 and D-15.....	40-31-SA		
Petroleum Heat & Power Company Fuel Oil Burner Model W-AH	614-32-SA		

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Selectrol Oil Burner, Models 1G, 2G, 3G, 4G and 5G	265-37-SA	Timken Wall Flame Oil Burner, Model F....	497-38-SA
Selectrol Oil Burner, Model 2½M.....	559-38-SA	Todd Mechanical Oil Burner, Type Hex-Press	177-35-SA
Shepard Oil Burner	563-30-SA	Todd Rotary Burner, Models A, B and C....	454-25-SA
Sherwood Oil Burner, Model P.....	134-35-SA	Todd Rotary Burner and Pump, Types P.A.H. and P.A., and Models A, B, C, C-1 and D	281-37-SA
Shill Oil Burner	315-30-SA	Todd Spiro Oil Burner.....	470-31-SA
Shur-Heat Oil Burner, Models R-15 and R-35	21-36-SA	Todd Spiro Oil Burner (pump type).....	94-32-SA
Silent-Auburn Fuel Oil Burner, Models A, B, C, O, A1 and AA.....	461-31-SA	Toridheet Oil Burner.....	63-28-SA
Silent Automatic Oil Burner.....	458-26-SA	Toridheet Oil Burner, Model G.....	17-35-SA
Silent Automatic Burner, Model "B".....	709-30-SA	Toridheet Oil Burner, Model P.....	134-35-SA
Silent Automatic Burner, Model "E".....	710-30-SA	Tri-Aire Oil Burner, Model C-3.....	188-30-SA
Silent Flame Oil Burner, Model M.....	172-37-SA	Trojan Domestic and Industrial Fuel Oil Burner	667-28-SA
Silent Flash Oil Burner, Model C1.....	38-33-SA	Tropic Heat Oil Burner, Model G.....	136-34-SA
Silent Glow (Heavy Oil) Oil Burner, Models 211 H, 311 H and 114 H.....	1137-40-SA	Twin City-on-the-Door Oil Burner.....	129-27-SA
Silent Glow Mid-West Oil Burner for Pressing Machines, Model 106.....	328-37-SA	Tydol Silent Knight Oil Burner, Models XLA, AL, W, CL, XLNT, and XLNC..	322-30-SA
Silent Glow Oil Burner, Model G.....	600-30-SA	U and S Oil Burner for Pressing Machine, Models A, B and C.....	331-36-SA
Silent Glow Oil Burner, Models 600, 800, 1000, 1200, 1800, 2800, 3800, 6800 and 8800	345-31-SA	Uni-Lec-Tric Oil Burner.....	498-29-SA
Silent Glow Oil Burner, Model 1300.....	12-37-SA	United States Gun-type Oil Burner.....	222-35-SA
Silent Glow Oil Burner for Pressing Machines, Models 600 and 800.....	327-37-SA	United States Oil Burner.....	620-28-SA
Silent Heet Oil Burner, Models A, B and E..	23-37-SA	Universal Fuel Oil Burner.....	6-24-SA
Silent Heet Oil Burner, Model C.....	96-36-SA	Universal Oil Burner.....	584-31-SA
Silent Paramount Oil Burner, Models F and G	369-33-SA	Vapomatic Oil Burner.....	275-34-SA
Simplex Domestic Oil Burner, Type P.A....	446-30-SA	Vaporoil Burner	44-32-SA
Simplex Domestic Type "S.P." Oil Burner..	145-31-SA	Vesta Oil Burner.....	451-26-SA
Simplex Horizontal Rotary Oil Burner, Types H, H.E.G., and H.E.G.-H	367-36-SA	Victor Oil Burner.....	612-30-SA
Simplex Turbine Fuel Oil Burner, Models C.O.G. and M.O.G.	1203-22-SA	Victory Oil Burner.....	320-30-SA
Socony Arrow Oil Burner.....	1191-24-SA	Viking Oil Burner.....	396-32-SA
Standard Automatic Oil Burner, Type 14-G..	536-31-SA	Vitro-Heet Oil Burner, Model MD.....	591-29-SA
Standard Automatic Oil Burner, Type 11-G..	537-31-SA	Vitro-Heet Pressing Machine Burner, Model MD, sizes KRF and KRF-1.....	354-34-SA
Standardyne Oil Burner.....	34-34-SA	Volcano Automatic Oil Burner.....	556-29-SA
Stephens Oil Burner, Models Nos. 1 and 2....	146-33-SA	Volcano Automatic Oil Burner, Models EW, EW-1, EW-2 and E.....	341-33-SA
Sterling Oil Burner, Models XLA, AL, W, CL, XLNT and XLNC.....	322-30-SA	Volcano Automatic Oil Burner, Models D, H and K	234-37-SA
Stromberg Oil Burner, Models A, B and E..	23-37-SA	Vortex Oil Burner, Type V, Model No. 7....	180-38-SA
Stuhler Oil Burner.....	618-27-SA	Wards Oil Burner, Models A-3U, B-5U and C-6U	658-30-SA
Stuhler Oil Burner, Model R.....	84-36-SA	Warner Oil Burner, Model A.....	16-34-SA
Summerheet Oil Burner.....	581-26-SA	Wayne Oil Burner.....	1155-25-SA
Sundstrand Automatic Oil Burner.....	755-26-SA	Wayne Domestic Oil Burner, Model K.....	115-32-SA
Sundstrand Purmaco Automatic Oil Burner, Models A-2, 4-B, C-5, A-3U, 3-K, B-5U, B-5K and C-6U.....	658-30-SA	Wayne S-2 Domestic Oil Burner.....	115-32-SA
Sunflower Model S-1 Oil Burner.....	657-29-SA	Weatherall Oil Burner, Models XLA, AL, W, CL, XLNT and XLNC.....	322-30-SA
Sunflower Oil Burner, Model S-2.....	587-30-SA	Webster Oil Burner, Model M.....	172-37-SA
Sun-Glo Oil Burner, Models A, B and E....	23-37-SA	Weco Multi Oil Burner, Low Pressure Type	24-36-SA
Sun Heat Oil Burner.....	603-29-SA	Welbilt Oil Burner	222-35-SA
Sun-Ray Fuel Oil Burner.....	106-33-SA	Westinghouse Oil Burner, Model K.....	17-35-SA
Sunway Oil Burner.....	624-30-SA	Westinghouse Oil Burner, Model P.....	134-35-SA
Super Automatic Oil Heater, Model SSH....	715-29-SA	Westinghouse "Spiralaire" Oil Burner, Model J	559-39-SA
Super Automatic Zephyr Oil Burner, Model A	463-31-SA	Wheco Oil Burner.....	108-34-SA
Superb Oil Burner, Models A and B.....	86-36-SA	White Flame Oil Burner.....	357-35-SA
Superflex Oil Burner, for Warm Air Furnaces, Models 100, 100-E, 101, 101-E, 200, 200-E, 300 and 300-E.....	400-32-SA	White Heat Oil Burner.....	232-36-SA
Superheet Oil Burner, Model D.....	254-33-SA	Williams Oil-O-Matic Oil Burner, Models J, JJ, Junior, K, KA, KB, R, HP-3, HP-1 Sentinal, HP-3A Sentinal, HP-1 Metered Heat and HP-3A Metered Heat.....	918-22-SA
Superior Oil Burner, Models A and H.....	110-36-SA	Windsor Oil Burner, Models A-3U, B-5U and C-6U	658-30-SA
Supreme Oil Burner, Model G.....	136-34-SA	Winslow Kleen Heet Burner, Models 805 and 820	19-25-SA
Swirling Heat Oil Burner, Model A-M.....	242-36-SA	Wisconsin Fuel Oil Burner, Models O, A and B	32-33-SA
Sword Automatic Oil Burner.....	951-25-SA	Wizard Automatic Oil Burner.....	181-33-SA
Syncro-Flame Oil Burner, Models R and RH	139-35-SA	York Air Conditioning Systems Oil Burner, Model MB 141.....	36-38-SA
Tabor Automatic Oil Heater, Type "D".....	778-28-SA	York Automatic Oil Burner.....	44-29-SA
Thatcher Oil Burner (Gun Type), Models B-1 and B-2	831-39-SA	York Bake Oven Oil Burner.....	384-36-SA
Thermoil Oil Burner, Model G1.....	324-36-SA	York Horizontal Rotary Oil Burner (Type AP)	56-36-SA
Thompson-Gould Oil Burner.....	178-35-SA	York-Lalor Oil Burner.....	261-37-SA
Thoroburn Oil Burner, Model A-1-16-G.....	269-33-SA	Yorktown Oil Burner.....	166-32-SA
Timken Oil Burner, Model 20.....	287-28-SA	Yorktown Oil Burner, Model A.....	3-35-SA
Timken Rotary Oil Burner.....	297-29-SA	Zenith Oil Burner.....	270-34-SA
Timken Silent Automatic Heater (Water Heater Unit) Models 40-A and 50-B....	121-35-SA		
Timken Silent Automatic Oil Burner, Model G	266-34-SA		

Refer to the resolution for details of approval and limitations of use.

OIL BURNERS FOR INDUSTRIAL USE

Name of Burner	Calendar No.	Name of Burner	Calendar No.
Ace Rotary Oil Burner.....	47-35-SA	Electrol Industrial and Range Oil Burner, Model LF	575-39-SA
Air-Blast Oil Burner.....	579-32-SA	Empire Oil Burner	222-35-SA
Airnoil Burner	175-37-SA	Enco Type 400 Steam Atomizing Oil Burner.	1414-23-SA
Airtemp Oil Burner, Models D, F and G.....	88-34-SA	Enco Mechanical Oil Burner.....	509-30-SA
Aldrich Sav-Haf Oil Burner, Models 35F5SP, 35F5LP, 35F5XP and 35J5.....	514-39-SA	Enterprise Rotary Fuel Oil Burner.....	1149-27-SA
Alpine Oil Burner, Models A and H.....	110-36-SA	Enterprise Steam Atomizing Burner.....	15-33-SA
Anthony Nebulyte Oil Burner.....	1026-22-SA	Esso Oil Burner, Models AAPA, ABPA, ACPA, ADPA, AFPA, AHPA, AAPH, ABPH, ACPH, ADPH, AFPH, AHPH, AAPM, ABPM, ACPM, ADPM, AFPM, AHPM, AAM, ABM, ACM, ADM and AFM	1493-22-SA
Arcoflame Oil Burner, Models A, B, C, D, DF, 64, 65, M and MF.....	426-38-SA		
Aristocrat Oil Burner	222-35-SA		
Associated Oil Burner	178-35-SA		
Auto Heat Oil Burner	284-33-SA		
Automatic Airless Oil Burner, Model No. 1..	53-34-SA	Faber Industrial Fuel Oil Burner, Types B and M	372-38-SA
Babcock & Wilcox Mechanical Oil Burner....	45-21-SA	Fess Turbine Burner, Airoil Fan and Pump Set	26-22-SA
Bake-O-Heat Oil Burner.....	1205-39-SA	Fine-Glo Oil Burner	178-35-SA
Ballard Automatic Oil Burner.....	1363-23-SA	Fisher Oil Burner, Model M.....	182-38-SA
Ballard Oil Burner, Models B-A 1, 2, 3 and 4	447-32-SA	Fitzgibbons Oil Burner, Model M.....	172-37-SA
Ballard Low Pressure Mechanical Oil Burner, Models AAPA, ABPA, ACPA, ADPA, AFPA, AHPA, AAPH, ABPH, ACPH, ADPH, AFPH, AHPH, AAPM, ABPM, ACPM, ADPM, AFPM, AHPM, AAM, ABM, ACM, ADM and AFM.....	1493-22-SA	Flex-O-Gas Oil Burner, Model FR.....	168-37-SA
Ballard Jr. Oil Burner.....	1176-27-SA	Forsdraft Oil Burner	41-34-SA
Ballard Staples & Pfeiffer Steam Atomizing High Pressure Burner	1414-22-SA	Frankfort Type P Oil Burner.....	1046-23-SA
Bauer Oil Burner	129-37-SA	Friar Oil Burner, Models R-15 and R-35.....	21-36-SA
Berggren Oil Burner	764-26-SA	Gem Fuel Oil Burner.....	111-26-SA
Best Calorex Burner	1464-21-SA	General Electric Fuel Oil Burner, Model D-1	434-32-SA
Bethlehem Steam Atomizing Fuel Oil Burner	485-32-SA	General Electric Oil Burner, Type DA-2.....	228-33-SA
Bettendorf Automatic Oil Burner, Models D, F and G	88-34-SA	Ghapco Steam Generator	348-31-SA
Bock Oil Burner, Models A, B, C and D.....	123-31-SA	Gilbarco-Ballard Heavy Oil Burner, Models BM, DM, FM, HM, BS, DS, FS, HS, BA, DA, FA, HA, BPM, DPM, FPM, HPM, BPS, DPS, FPS, HPS, BPA, DPA, FPA, HPA, BPW, DPW, FPW, HPW, BPH, DPH, FPH and HPH....	1493-22-SA
Bock Oil Burner, Models WH-3, WH-5, WH-6 and WH-8	102-34-SA	Gilbarco Industrial Burner	350-32-SA
Borden Oil Burner, Model B.....	29-37-SA	Gilbarco Oil Burner, Models AAPA, ABPA, ACPA, ADPA, AFPA, AHPA, AAPH, ABPH, ACPH, ADPH, AFPH, AHPH, AAPM, ABPM, ACPM, ADPM, AFPM, AHPM, AAM, ABM, ACM, ADM and AFM	1493-22-SA
Brighton Oil Burner	372-33-SA	Gilbert & Barker Fuel Oil Burner.....	1636-21-SA
Bullet Automatic Oil Burners, Models A and B	195-33-SA	Gold Star Oil Burner, Models F and S.....	166-33-SA
Burnwell Mechanical Burner.....	957-22-SA	Goodspeed Oil Burner, Nozzle Type 2.....	346-33-SA
Caloroil Burner, Type AA.....	1361-24-SA	Gould Automatic Oil Burner.....	178-35-SA
Caloroil (Heavy Oil) Oil Burner, Models HR-4H, HR-5H and HR-6H.....	1137-40-SA	Grant Oil Burner, Model "C".....	232-32-SA
Caloroil Horizontal Rotary Oil Burner, Models 1, 2, 3, 4, 5 and 6.....	327-31-SA	GRD Fuel Oil Atomizer.....	128-27-SA
Carter Oil Burner, Models 4X, 5X, 6X and 10X	117-34-SA	Greenawalt Down Draft Combustion Oil Burning Furnace	85-35-SA
Central Oil Burner, Models 4X, 5X, 6X and 10X	117-34-SA		
Century Pressing Machine Oil Burner, Models U1 and U2	25-37-SA	Hammond Oil Burner	72-31-SA
Chalmers-Ace (Rotary) Oil Burner.....	47-35-SA	Harris Fuel Oil Burner.....	690-30-SA
Chalmers Automatic Oil Burner, Models D1 and D2	608-32-SA	Hart Oil Burner, Model "H".....	221-33-SA
Clark Horizontal Rotary Oil Burner.....	618-37-SA	Hauck Venturi Low Pressure Oil Burner....	88-27-SA
Coen Mechanical Oil Burner.....	942-21-SA	Hayward Oil Burner (Vertical Rotary), Models AG, BG, CG, DG, AP, BP, CP and DP	696-30-SA
Conco Oil Burner	1200-39-SA	Hayward Oil Burner, Model 2000.....	118-35-SA
Concord Burner	108-35-SA	Heat Master Oil Burner and Improved Model	56-39-SA
Cornell No. 1 Type A Oil Burner.....	397-23-SA	Heat-O-Matic Oil Burner.....	178-35-SA
Craftsman Oil Burner	222-35-SA	Herco Oil Burner, Industrial Models A-4 and A-5	349-33-SA
Cramer Automatic Oil Burner.....	34-34-SA	Herco Oil Burner, Models R15, R35, F, P15, P35, P50, J5, J10, S20 and S40.....	21-36-SA
Cramer and K Oil Burner.....	369-40-SA	Hobeco Oil Burner	1278-21-SA
Cramer Mechanical Fuel Oil Burner.....	13-21-SA	Holby Oil Burner	328-27-SA
Cramer Oil Burner	155-31-SA	Holby Type B Fuel Oil Burner.....	689-29-SA
Celco Heat Oil Burner, Models DX, D12, D34, D44, DR, DRO, DR-1, DRF, DF2 and DLM	800-38-SA	Holland Gun Type Oil Burner.....	225-37-SA
Cemand Oil Burner	108-34-SA	Home Utility Oil Burner, Models A and H..	110-36-SA
Cemand Oil Burner, Model A (for Pressing Machines)	841-39-SA	Hupp Oil Burner, Models H, U, P and PP..	10-34-SA
Cempsey Industrial Oil Burner.....	317-36-SA	Hypressure Jenny Steam Cleaner, Models JM and JL	672-42-SA
CeWalt Oil Burner	541-31-SA		
Che Oil Burner	317-31-SA	Ideal Arco Variflame Oil Burner.....	837-38-SA
Craft-Rite Oil Burner	178-35-SA	Indiana Oil Burner, Models AG, AGH, AP and APH	503-37-SA
Dynamic Oil Burner	108-34-SA	Induslo Fuel Burner 1-27	5-24-SA
		Kalamazoo Power Oil Burner, Models 1, 2 and 3	166-34-SA

Refer to the resolution for details of approval and limitations of use.

<i>Name of Burner</i>	<i>Calendar No.</i>	<i>Name of Burner</i>	<i>Calendar No.</i>
Kelvinator Oil Burner, Models K, 0256-A, 0256-B, 0256-C, 0456, 0836, NK30-A, NK30-B, NK30-C, NK30-D, NK45 and NK83	105-34-SA	Petro Mechanical Burner and Air Register....	735-24-SA
Keystone Oil Burner, Models LP and WP..	438-38-SA	Petro Model W Oil Burner.....	452-31-SA
Kingsway Century Oil Burner, Models F and G	369-33-SA	Petro Oil Burner, Models D-10, D-11, D-12, D-13, D-14 and D-15.....	40-31-SA
Kingsway Silent Automatic Oil Burner, Model A-1	216-36-SA	Petroleum Heat & Power Company Fuel Oil Burner, Model W-AH.....	614-32-SA
Korth Oil Burner, Models G and S.....	136-34-SA	Preferred Oil Burner (Manual Operation), Model D. O.	253-35-SA
Kreager Oil Burner	367-30-SA	Presto Automatic Oil Burner.....	294-34-SA
Kres-Kno Pressing Machine Burner, Model MD, sizes KRF and KRF-1.....	354-34-SA	Progressive Press Machine Oil Burner, Models PMB and PMBS.....	224-34-SA
Laco Oil Burner, Models F, JF, BF and D...	226-33-SA	Public Service Oil Burner, Models R-15 and R-35	21-36-SA
Leader Bake Oven Oil Burner.....	384-36-SA	Pyrolene Oil Burner.....	184-36-SA
Leiman Brothers Fuel Oil Burner.....	314-30-SA	Quiet Ballard Automatic Oil Burner.....	660-30-SA
Lennox Oil Burner, Series LE-1, LE-2 and LE-3	565-38-SA	Quiet Heet Oil Burner.....	49-36-SA
Liberty Automatic Heater.....	129-28-SA	Quiet May Oil Burner, Models L, C and S...	68-24-SA
Liberty Pressure Oil Burner.....	75-34-SA	Quiet May Oil Burner, Models BB, B, NSJ, NSJ1, W, SMT, LCT, DU, N, O, U and D	46-34-SA
Leintz Oil Burner.....	155-20-SA	Quigley No. 10 Low Pressure Oil Burner....	436-31-SA
Lonergan Automatic Oil Burner.....	208-33-SA	Quinn Oil Burning Equipment.....	367-21-SA
Lynn Power Oil Burner, Models 1, 2 and 3..	166-34-SA	Rasol Oil Burner.....	108-34-SA
Magna Fuel Oil Burner.....	197-33-SA	Ray Rotary Fuel Oil Burner, Types A and B	504-23-SA
Mahrvel Low Pressure Burner.....	859-26-SA	Relmer Oil Burner.....	148-40-SA
Major Oil Burner, Models H, U, P and PP..	10-34-SA	Rexoil Domestic and Industrial Fuel Oil Burner	667-28-SA
Master Fuel Oil Burner.....	350-32-SA	Reynolds Oil Burner, Model GC.....	266-34-SA
Maxon Oil Burner (New Style).....	1026-22-SA	Robins Steam or Air Atomizer Burner.....	414-42-SA
May Oil Burner, Models L, C and S.....	68-24-SA	Rockville Oil Burner, Models J-5 and J-10...	21-36-SA
May Oil Burner, Models BB, B, NSJ, F, NSJ1, W, SMT, LCT, DU, N, O, U and D	46-34-SA	Rockwell Fuel Oil Burner.....	341-21-SA
Mercuriol Oil Burner, Models 4X, 5X, 6X and 10X	117-34-SA	Rohr Schanck Fuel Oil Burner.....	583-21-SA
Metered Heat Oil Burner, Model G.....	136-34-SA	S. & K. Mechanical Fuel Oil Burner.....	1115-22-SA
Micron Oil Burner.....	345-34-SA	S. & K. Wide Range Fuel Oil Burner.....	10-33-SA
Midget Oil Burner.....	155-34-SA	S. K. Oil Burner, Models F and G.....	369-33-SA
Midget Pressing Machine Oil Burner.....	122-35-SA	S. T. Johnson Co., Type 30-A, Rotary Fuel Oil Burner	197-32-SA
Mid-West Oil Burner, Models 106, 108, 208 211, 311 and 114.....	327-31-SA	S. T. Johnson Co., Type 30-H, Rotary Fuel Oil Burner	198-32-SA
Midwest (Heavy Oil) Oil Burner, Models 211H, 311H and 114H.....	1137-40-SA	Shur-Heat Oil Burner, Models R-15 and R-35	21-36-SA
Minneapolis Automatic Oil Burner.....	34-34-SA	Silent Glow (Heavy Oil) Oil Burner, Models 211H, 311H and 114H.....	1137-40-SA
Mohawk Oil Burner, Models A, B and H....	110-36-SA	Silent Glow Mid-West Oil Burner for Pressing Machines, Model 106.....	328-37-SA
Monarch Industrial Oil Burner.....	133-35-SA	Silent Glow Oil Burner for Pressing Machines, Models 600 and 800.....	327-37-SA
Morgan Oil Burner, Models A and H.....	110-36-SA	Silent Flame Oil Burner, Model M.....	172-37-SA
Morrissey Oil Burner, Models MA-2, MA-3, HA-4, SP-1, SP-2, SP-3 and MP-1.....	359-33-SA	Silent Paramount Oil Burner, Models F and G	369-33-SA
Morse Conical Type Steam Atomizing Burner	938-25-SA	Simplex Horizontal Rotary Oil Burner, Types H, H.E.G. and H.E.G.-H.....	367-36-SA
Morse Fan Tail Type Steam Atomizing Burner	939-25-SA	Simplex Turbine Fuel Oil Burner, Models C.O.G. and M.O.G.....	1203-22-SA
Morse Fuel Oil Burner.....	820-23-SA	Standardyne Oil Burner.....	34-34-SA
Nabco Oil Burner.....	287-37-SA	Steam Oil Burner.....	183-22-SA
National Airoil High Pressure Burner.....	185-29-SA	Stephens Oil Burner, Models No. 1 and 2	146-33-SA
National Airoil Low Pressure Burner.....	186-29-SA	Stewart Gasifier Oil Burner.....	146-35-SA
National Airoil Type DR Rotary Oil Burner	548-31-SA	Sun Heat Oil Burner.....	603-29-SA
National Devices Oil Burner.....	184-36-SA	Sun-Ray Fuel Oil Burner.....	106-33-SA
National Heat and Power Co., Inc., Oil Burner	788-38-SA	Sunway Oil Burner.....	624-30-SA
Nesbitt Oil Burner, Models F, JF, BF and D	226-33-SA	Superior Oil Burner, Models A and H.....	110-36-SA
Nichols-McCann-Harrison Burners	255-31-SA	Supreme Oil Burner, Model G.....	136-34-SA
Norge Oil Burner, Models N8-8C and N13-8C	543-37-SA	Surface Combustion Low Pressure Burner....	92-23-SA
North American Low Pressure Oil Burner...	792-26-SA	Syncro-Flame Oil Burner, Model R.....	139-35-SA
Nu-Vapomatic Oil Burner (for Pressing Machines)	708-39-SA	Tate-Jones Fuel Oil Burner, "L" Type.....	1254-24-SA
Oil Aire-Flo Burner Unit, Series H.....	564-38-SA	Tate-Jones No. 6 Oil Burner.....	1444-23-SA
Oilbilt Burner	85-33-SA	Thompson-Gould Oil Burner.....	178-35-SA
Orco Oil Burner, Model A-1.....	216-36-SA	Timken Rotary Oil Burner.....	297-29-SA
Oronoque Oil Burner	394-30-SA	Timken Silent Automatic Oil Burner, Model G	266-34-SA
PDM Low Pressure Oil Burner.....	205-38-SA	Todd Mechanical Fuel Oil Burner.....	1525-22-SA
Packard Fuel Oil Burner.....	77-34-SA	Todd Mechanical Oil Burner, Type Hex-Press	177-35-SA
Paragon Oil Burner, Models R-15 and R-35..	21-36-SA	Todd Rotary Burner, Models A, B and C....	454 25 SA
Paramount Oil Burner, Model A.....	617-30-SA	Todd Rotary Burner and Pump, Types P.A.H. and P.A.. and Models A, B, C, C-1 and D	281-37-SA
Peabody-Fisher Wide Range Mech. Oil Burner	644-21-SA	Todd Spiro Oil Burner.....	470-31-SA
Penn-Automatic Oil Burner, Gun Type.....	250-37-SA	Todd Spiro Oil Burner (pump type).....	94-32-SA
Perfect-Pantex Oil Burner.....	271-33-SA	Todd Steam Atomizing Fuel Oil Burner....	123-23-SA
Perfex Airnoil Burner.....	175-37-SA		

Refer to the resolution for details of approval and limitations of use.

<i>Name of Burner</i>	<i>Calendar No.</i>
Trojan Domestic and Industrial Fuel Oil Burner	667-28-SA
Tropic Heat Oil Burner, Model G.....	136-34-SA
United States Gun-Type Oil Burner.....	222-35-SA
United States Oil Burner.....	620-28-SA
Vapofier Oil Burner.....	184-34-SA
Vapomatic Oil Burner.....	275-34-SA
Vaporoil Burner	44-32-SA
Vitro-Heet Pressing Machine Burner, Model MD, Sizes KRF and KRF-1.....	354-34-SA
Vortex Oil Burner, Type V, Model No. 7....	180-38-SA
Warner Oil Burner, Model A.....	16-34-SA
Wayland Horizontal Rotary Oil Burner.....	204-40-SA
Webster Oil Burner, Model M.....	172-37-SA
Welbilt Oil Burner.....	222-35-SA
Wheco Oil Burner.....	108-34-SA
White Heat Oil Burner.....	232-36-SA
Winslow Kleen Heet Burner, Models 805 and 820	19-25-SA
Wizard Automatic Oil Burner.....	181-33-SA
York Bake Oven Oil Burner.....	384-36-SA
York-Labor Oil Burner.....	261-37-SA
Yorktown Oil Burner.....	166-33-SA
Yorktown Oil Burner, Model A.....	3-35-SA

OIL BURNER ACCESSORIES

DAVIDSON ELECTRIC CO.
381-38-SA V. 23 No. 27 P. 877
Davidson Automatic Damper Control, Model M405A.
Approved for use in oil burner installations.

HERD UTILITIES, INC.
30-43-SA V. 28 No. 8 P. 179
Herd Thermostatic Damper Control (Automatic Draft Regulator). Approved for use in oil burner installations.

S. LOWE AND SONS COMPANY.
710-40-SM V. 25 No. 29 P. 1060
Lowe Draft Controls for Metal Smoke Pipes—designed for use in 8 and 9 inch metal smoke pipes. Approved for use in oil burning installations. Approved under Sec. C26-191.0.

PENN ELECTRIC SWITCH COMPANY.
640-38-SA V. 23 No. 40 P. 1179
Penn Overload Switch for Oil Burners, Type 730. Approved for use in Oil Burner Installations.
1046-38-SA V. 27 No. 23 P. 642
Penn Overload Switch, Type LC, Models LCT, LCP, LSCT and LSCP. Approved for use as a refrigerator control under Sec. C19-100.0,b.

WHEELCO INSTRUMENTS COMPANY.
239-41-SA V. 28 No. 6 P. 131
Wheelco Flameatrol (Safety System for Oil Burners), Models 1101A, 1102A, 1123A, 1124A, 1125A, 1126, 1131A, 1132A, 1256, 1257 and 1265C. Approved for use under the Oil Burner Rules.

PAINT

DEBEVOISE COMPANY.
863-41-SM V. 27 No. 40 P. 1032
Dereka Damp-Proof Black Paint and Dereka Metal Paint, Red, No. 500. Approved for use under Sec. C26-522.0 and C26-524.0.

JOSEPH DIXON CRUCIBLE COMPANY.
892-38-SM V. 24. No. 18 P. 663
Dixon's Waterproof Primer No. 101.
Dixon's Waterproof Finish Coat No. 108. Approved under Sections C26-520.0 and C26-524.0.

A. C. HORN. 757-38-SM V. 24 No. 18 P. 663
Dehydratine No. 10, Semi-Mastic (waterproofed brush coating). Approved under Sec. C26-524.0.

M. J. MERKIN PAINT COMPANY, INC.
282-40-SM V. 25 No. 24 P. 858
Merkin No. 62 Red Oxide Primer for Structural Steel.
Merkin No. 291 Black Graphite Finish Coat for Structural Steel. Approved under Sections C26-522 and C26-524.0.

TECHNICRAFT COMPANY, INC.
195-42-SM V. 27 No. 27 P. 751
V. 28 No. 1 P. 15

Lumiplast—luminous pigment to be used on exit signs.
Approved.

TRUSCON STEEL COMPANY.
126-38-SM V. 23 No. 24 P. 773
Bar-Ox Paint RB-22 (Red)—Black Bar Joist Paint 30B-74. Approved under Sections C26-191.0 and C26-522.0.

WILBUR AND WILLIAMS COMPANY.
727-41-SM V. 27 No. 9 P. 225
Totrust (Rust Preventive Paint). Approved for use under Sections C26-552-0 and C26-554.0.
728-41-SM V. 27 No. 28 P. 772
Bondlite (for interiors) and Exterior Bondlite—Penetrating and bonding oil paints.
900-41-SM V. 28 No. 8 P. 177
Damp Coat Enamel (water resisting paint). Approved.

PANIC BOLTS

SARGENT & CO. 918-21-S V. 6 No. 47
Anti-Panic Fire Exit Bolt. Approved.

SARGENT & GREENLEAF.
651-27-SA V. 13 No. 10
S. & G. Panic Lock. Approved.

VAN KANNEL REVOLVING DOOR CO.
554-19-S V. 5 No. 20 P. 300
Van Kannel Panic Bolt. Approved.

PARTITIONS

S. H. POMEROY COMPANY, INC.
424-42-SM V. 27 No. 46 P. 1145
"Jackson System." Amended to include the Jackson Metal Nailable Studs and accessories for non-bearing interior and exterior partitions. Approved under Section C26-191.0.

JOHNS-MANVILLE SALES CORPORATION.
894-41-SM V. 26 No. 52 P. 1733
J-M Transite Walls (Partitions) Imperial Type. Approved as a fireproof partition.
895-41-SM V. 27 No. 4 P. 85
J-M Transite Walls, Universal Type—approved for use in sub-dividing partitions under Sec. C26-667.

Refer to the resolution for details of approval and limitations of use.

PASTE, PIPE JOINT

FEDERAL PROCESS COMPANY.

1049-41-SM V. 27 No. 4 P. 86

Federal Gasoil Varnish. Approved.
Federal Gasoil Cement. Approved.

KEY COMPANY.

882-38-SM V. 25 No. 28 P. 1023

Key Graphite Paste (for metal pipe joints, oil, gas, etc.).
Approved under Sec. C26-191.0.

PIPE COVERING (Insulation)

ATLANTIC ASBESTOS CORPORATION.

834-40-SM V. 28 No. 12 P. 241

Atlantic Asbestos Corporation's Asbestos Air Cell Pipe Covering, Asbestos Air Cell Block, Woolfelt Pipe Covering, 1 inch thick and 1 inch thick double shell. Approved under Sections C26-191.0 and C26-1274.0.

PLASTER

(See also Gypsum Wallboard and Lath)

CALIFORNIA STUCCO PRODUCTS COMPANY.

266-40-SM V. 25 No. 25 P. 906

Stuccoustic Acoustical Plaster. Approved as an acoustical plaster under Sec. C26-191.0; approved under Sections C26-464.0 and C26-637.0, b.

CERTAIN-TEED PRODUCTS CORPORATION.

1343-39-SM V. 24 No. 47 P. 1692

Kalite Acoustical Plaster. Approved under Sec. C-26-191.0 and as an incombustible material under Sec. C26-88.0.

COLONIAL PLASTER COMPANY.

1059-39-SM V. 24 No. 41 P. 1450

Duraplast (Decorative Plaster). Approved for use as a finish coat on plaster surfaces under Sections C-26-463.0 and C26-464.0.

INSULATING DURAPLAST PLASTER.

215-41-SM V. 26 No. 14 P. 509

Insulating Duraplast Plaster—the mineral Vermiculite expanded at high temperature. Approved as a fire retarding material under Sec. C26-191.0.

EASTERN COMPOSITION STONE COMPANY.

1248-39-SM V. 25 No. 29 P. 1059

Craftplaster. Approved for use as a substitute for the finish (Gypsum) coat only under Sections C26-312.0, C26-463.0 and C26-464.0.

KEYCAST STONE CO.

309-38-SM V. 24 No. 15 P. 551

Plastalath Prefabricated Plaster wire lath embedded midway in a monolithic mixture of brown and scratch mortar. Approved for use as a substitute for combustible lath and plaster under Sec. C26-458.0.

MAC-RYAND CORPORATION.

831-38-SM V. 24 No. 11 P. 361

MacStone Decorative Plaster approved for use as a finish Coat but not as a substitute for required plaster.

NATIONAL GYPSUM COMPANY.

711-39-SM V. 26 No. 17 P. 607

Gypsum Plaster under the following names—Gold Bond, Universal, Rockwall, Clip-On, Riverside, Pioneer, Gold Bond Superwhite, Universal Silverwhite, Universal Blue Ribbon, Pioneer FF, Pioneer FFF, Pioneer Barga Lucca, Gold Bond Macoustic, Best Brothers Keene's Cement—approved under Section C26-468.0.

NEWARK PLASTER COMPANY.

814-39-SM V. 25 No. 3 P. 78

Newark Plaster Co.—Gypsum Plaster approved for use under Sections C26-312.0, C26-464.0, C26-466.0, C26-572.0, C26-632.0, C26-636.0, C26-667.0, C26-669.0.

SAFETY PLASTER SALES CORPORATION.

818-38-SM V. 24 No. 44 P. 1577

Kaminex Safety Plaster—approved for use as a plaster material under Sections C26-312.0, C26-463.0 and C26-464.0.

TUCKAHOE STUCCO CORP.

1123-39-SM V. 24 No. 50 P. 1790

Keentex Colored Plaster—approved for use as a substitute for the finish (gypsum) coat only under Sections C26-312.0, C26-463.0 and C26-464.0.

WILLIAM S. STEELE, INC.

821-38-SM V. 24 No. 14 P. 512

Zonolite Insulating Plaster approved as a fire retarding material under Sec. C26-191.0.

U. S. GYPSUM COMPANY.

800-39-SM V. 27 No. 47 P. 1165
V. 28 No. 13 P. 259

U. S. Gypsum Company Gypsum Plaster, Red Top and Samson Brands (various names). Approved (see resolution).

PLUMBING, PIPING, FIXTURES & ACCESSORIES

AMERICAN RADIATOR COMPANY.

669-38-SM V. 23 No. 45 P. 1397

Arco Cast Iron Pipe and Fittings—approved under Sec. C26-1229.0.

AMERICAN RADIATOR AND STANDARD SANITARY CORPORATION.

208-39-SA V. 24 No. 21 P. 770

American Radiator and Standard Sanitary Corporation—Vitreous China, W. C. Tank, Models F-4050—approved under Sec. C26-1277.0.

1093-41-SM V. 27 No. 8 P. 195

American Radiator and Standard Sanitary Corp. Plate B-1942 Water Controller (ballcock for low tank). Approved under Sec. C26-1277.0, h.

101-42-SM V. 28 No. 20 P. 426

American Radiator and Standard Sanitary Corp. "Standard" B-884-ST Combination Sink Faucet with Spray. A combination sink faucet and spray, provided with a vacuum breaker. Approved under Section C26-1277.0h.

ANNENBURG MARBLE AND TERRAZZO CORPORATION.

463-39-SM V. 24 No. 23 P. 873

Anolith Hopper Ring (ring slab for toilet bowl)—approved under Sec. C26-1250.0.

Refer to the resolution for details of approval and limitations of use.

A. S. G. PIPE LINING COMPANY.
81-42-SM V. 27 No. 18 P. 517
PermOlive (Cement Lined Pipe). Approved for use in
hot and cold water supply systems.

W. A. CASE AND SONS MANUFACTURING CO.
1048-26-SA V. 12 No. 22
T. N. One Piece Combined Bowl and Flushing Reservoir
Water Closet—approved.

ALEXANDRO COZZO.
734-39-SM V. 24 No. 31 P. 1217
Caboco Superior Drain Ring for Toilet Bowls or Gas-
kets—approved under Sec. C26-1250.0.
V. 25 No. 29 P. 1059
Name of above changed to "Excelled Draining Ring for
W. C. Bowl."

CRANE COMPANY.
1384-39-SM V. 25 No. 22 P. 773
Crane C-12785 Saxanet Closet Bowl with C13558 Six-
gallon Ipswich Tank with Scovill Type "S" Float Valve
and Vacuum Breaker—approved under Sec. C26-1277.0.
668-38-SA V. 24 No. 18 P. 660
Crane "Hanover" tank and Closet Combinations—ap-
proved under Sec. C26-1277.0.

EVER-PLASTICS CORPORATION.
1084-38-SM V. 24 No. 9 P. 328
"Sani-Sett" (Plumbing Fixture Setting Compound). Ap-
proved for use as a gasket under Sec. C26-1250.0.

JOHN DOUGLAS COMPANY.
89-35-SA V. 20 No. 17 P. 358
Siphon Proof Water Closet, Type A. Approved under
the Plumbing Rules of the Board.

GENERAL CERAMICS COMPANY.
129-40-SM V. 25 No. 18 P. 624
Belmont G-211 Water Closet Combination. Approved
under Section C26-1277.0.

GB-800 ADMIRAL CLOSET COMBINATION.
1214-39-SM V. 24 No. 42 P. 1500
Approved under Section C26-1277.0.

HOSPITAL SUPPLY COMPANY.
531-40-SM V. 26 No. 14 P. 502
Hospital Supply Company Overflow for Bed Pan Washer
(Model Orbit). Approved for use in New York City
under Section C26-1277.0.

JOHN J. KELLY.
237-19-S V. 4 No. 17 P. 269
Glennan Improved Hub Ferrule. Approved.

EDWARD KENNEDY.
36-35-SA V. 20 No. 15 P. 321
Kennedy Special Double Seal Joint Fitting. Approved
under the Plumbing Rules.

MAURICE A. KNIGHT.
785-39-SM V. 27 No. 43 P. 1075
Knightware Acid Neutralizing Sumps. Approved for use
under Sec. C26-1297.0.b.

Refer to the resolution for details of approval and limitations of use.

KOKOMO SANITARY POTTERY CORPORATION.
549-40-SM V. 25 No. 24 P. 858
Kokomo Sanitary Pottery Corporation—six-gallon vitre-
ous china toilet tank, No. 230. Approved under Section
C26-1276.0.

NATHAN KUHN.
519-39-SM V. 24 No. 24 P. 917
Kuhn Automatic Back Pressure Sewer Valve. Approved
under Section C26-1259.0.

CHARLES W. MOORE.
734-38-SA V. 23 No. 40 P. 1211
Moore Water Closet Floor Flange and Gasket. Approved
under Section C26-1250.0.

IGNATIUS L. MULLER.
348-39-SA V. 24 No. 28 P. 1064
Absolute Oil Separator. Approved under Section C26-
1296.0.

NATIONAL TUBE COMPANY.
471-38-SM V. 24 No. 4 P. 128
Duroline Steel Pipe. Approved under Section C26-1240.0.

SECURITY PRODUCTS COMPANY.
1038-38-SA V. 24 No. 3 P. 85
Noverflo Toilet Combination. Approved.

SIMPLEX BOILER STAND COMPANY, INC.
1077-39-SM V. 27 No. 40 P. 1014
Simplex Felt Grease Treated W.C. Gaskets. Approved
under Sec. C26-1250.0.

JAY R. SMITH
174-39-SM V. 24 No. 27 P. 991
Jay R. Smith Felt Gasket for Water Closet Floor Flanges.
Approved under Section C26-1250.0.

UNITED WIRE AND SUPPLY CORPORATION.
219-35-SM V. 21 No. 9 P. 240
"United" Copper Service Pipe. Approved for use in New
York City.

PREHEATERS

ADVANCE CRESCENT CORPORATION.
1110-38-SA V. 24 No. 4 P. 128
Crescent Preheater for Oil Burning Equipment. Ap-
proved under the Oil Burner Rules.

ALBERT G. PURDUE ASSOCIATES.
820-39-SA V. 24 No. 31 P. 1196
Lines Thermal Electric Conductions System (for heat-
ing oil). Approved under the Oil Burner Rules.

ARMOR CLAD INDUSTRIES, INC.
859-41-SA V. 27 No. 23 P. 644
Armor Clad Safety Oil Preheater. Approved under Oil
Burner Rules.

CHARLES A. HONES, INC.
874-38-SA V. 24 No. 7 P. 241
Buzzer Fuel Oil Preheater (gas fired). Approved under
the Oil Burner Rules.

PRESSURE REDUCING VALVES— STANDPIPE OUTLET

CONRAN STANDPIPE COMPANY.

315-22-S V. 9 No. 23
V. 16 No. 7 P. 157

Conran Pressure Reducer. Approved.

CROKER NATIONAL FIRE PREVENTION
ENGINEERING CO.

535-29-SA V. 16 No. 7 P. 158

Croker 2½" Pressure Reducing Valve. Approved.

ANSONIA FIRE PREVENTION ENGINEERING
CO., INC.

65-32-SA V. 17 No. 25

Elkhart 2½ in. Hose Outlet Pressure Reducing Valve.
Approved. 162-33-SA V. 20 No. 22

Elkhart Combination Pressure Reducer and Hose Valve.
Approved.

PUMPS—FUEL OIL

<i>Name of Pump</i>	<i>Calendar No.</i>
American Marsh Duplex.....	638-25-SA
American Marsh Simplex.....	639-25-SA
Autopulse Electric Fuel Oil Pump.....	215-31-SA
Autopulse Electric Oil Pump Outfit, Model No. 1000	9-32-SA
Ballard Duplex Electric Driven Pump Set...	1413-22-SA
Beach Russ Co. Rotary.....	1134-22-SA
Blackmer Rotary	935-24-SA
Blake & Knowles Horizontal Simplex Piston Pattern Pump	372-21-SA
Century Rotary	908-21-SA
Cook Electric Oil Pump	603-25-SA
Davidson	590-21-SA
Dean Bros. Durable Duplex	840-22-SA
DeLaval IMO Oil Pump.....	628-32-SA
Deming Double Oscillating Force Pump.....	458-27-SA
Deming Fuel Oil Pump	298-31-SA
Enterprise Oil Pump.....	11-28-SA
Exeter Rotary	507-22-SA
General Electric Oil Pump.....	475-32-SA
Goulds Hand Rotary.....	1133-25-SA
Goulds Rotary Oil Pump.....	437-31-SA
Goulds Triplex Plunger	257-22-SA
Hardinge Fuel Oil Pump.....	813-25-SA
Ingersoll-Rand "Campump" Models ½ HP, 1 HP and 5 HP.....	410-32-SA
Kinney Rotating Plunger Pump.....	503-24-SA
Koerting Gear Pump	1264-25-SA
Kraissl Fuel Oil Pump	60-28-SA
Leiman Rotary	95-24-SA
Marsh Fuel Oil Pump.....	1050-23-SA
McGowan Horizontal Duplex Fuel Oil Pump	936-23-SA
M. D. Rotary	52-27-SA
Milwaukee Piston Rotating Port Pump.....	763-25-SA
Monroe Oil Pump	658-26-SA
National Transit Rotary Pump for Gasoline and Fuel Oil	175-35-SA
Northern Rotary	1396-24-SA
Pascoe Pump Set	1029-26-SA
Petro-Nokol Industrial Oil Pump	570-32-SA
Quiet May Gerotor Pump.....	267-32-SA
Quimby Screw Pump, Sizes 2 in., 2½ in., 3 in., 3¼ in., 3½ in., 4 in., 5¼ in., 6 in., 7 in. and 8 in.	1193-21-SA
Range-O-Matic Oil Pump, Model 50 and Suc- tion Model	102-35-SA
Ray Rotary	588-25-SA
Rotary Pressure Pump	1060-25-SA
Rotary Vacuum Pump	513-25-SA
Samson Magnetic Fuel Oil Pump.....	163-34-SA
S. B. U. Pumps, Models A, B, C and D.....	410-32-SA

Refer to the resolution for details of approval and limitations of use.

<i>Name of Pump</i>	<i>Calendar No.</i>
Sundstrand Fuel Unit (Pump), Models 7-OB, 77-OB, 90B-1, 90B-2, S-1 and S-2.....	199-36-SA
Tate-Jones	492-21-SA
Teesdale Automatic Booster Fuel Oil Pump..	1279-25-SA
Teesdale Oil Pump, Types S, 2S and 4S.....	281-38-SA
Tuthill Model B Fuel Oil Pump.....	60-28-SA
Tuthill Fuel Oil Pump, Models L, LD and 30-LE Fuelstat	568-30-SA
Union Steam Pump for Fuel Oil.....	705-30-SA
Viking	438-21-SA
Warren Oil Pump	1169-23-SA
Wayne Oil Pump & Fan Set.....	1155-25-SA
Webster Fuel Oil Pump, Types A, Q and T..	23-34-SA
Worthington Duplex Double-Acting Steam Pump	184-22-SA
Worthington Show Model Duplex	194-22-SA
Yale and Towne Tri-Rotor Pump.....	191-39-SA

PUMPS AND ACCESSORIES FOR GASOLINE & FUEL OILS

S. F. BOWSER AND COMPANY, INC.

974-39-SA V. 24 No. 46 P. 1651

Bowser "Reel Way" Gasoline Pump with Hose Reel At-
tachment. Approved.

DAYTON PUMP AND MANUFACTURING
COMPANY.

1022-38-SA V. 24 No. 12 P. 432

Rapidayton Centrifugal Gasoline Pumping Unit, Model
G-6500. Approved.

ERIE METER SYSTEMS, INCORPORATED.

452-40-SA V. 25 No. 26 P. 944

Erie Non-Computing Pump, Models 77 and 99. Approved.

GILBERT & BARKER MFG. CO.

572-38-SA V. 24 No. 6 P. 208

Gilbarco Calcometer M96, M97 and M98, Gasoline Dis-
pensing Pump. Approved under Section C19-69.0.

B. F. GOODRICH COMPANY.

225-41-SA V. 27 No. 20 P. 569

Goodrich Type B. Flexible Nozzle Tube. Approved for
use under Sec. C19-70.0—intended for use with hose
nozzle valves of gasoline discharge devices.

L. O. KOVEN & BROTHER, INCORPORATED.

114-42-SM V. 27 No. 40 P. 1015

Koven, N. Y. C. Oil Separator.

MARTIN AND SCHWARTZ, INC.

391-40-SA V. 25 No. 19 P. 660

Martin and Schwartz, Inc. Pneumatic Hose Control No.
12565-M and M-1 for Power Operated Gasoline Pumps.
Approved. 779-38-SA V. 26 No. 51 P. 1697

M. & S. Computing Gasoline Pumps, Models 70RA2,
70RPA2-15, 70RA2-25, WMP2-15, and WMP2-25.

NATIONAL PUMPS CORPORATION.

954-38-SA V. 27 No. 39 P. 989

National Pumps Corporation's Gasoline Pumps, Models
A-38, B-38, C-38 and CC-38, gasoline dispensing pumps.
Approved.

NATIONAL TRANSIT PUMP & MACHINE CO.
175-35-SA V. 21 No. 18 P. 535
National Transit Rotary Pump for Gasoline and Fuel Oil.
Approved.

NEPTUNE METER COMPANY.
130-40-SA V. 25 No. 17 P. 592
Neptune Red Seal Computer and non-computer gasoline
dispensing pump, Model 855. Approved.

SCOVILLE MANUFACTURING COMPANY.
339-42-SM V. 27 No. 30 P. 839
Scoville Manufacturing Company Rubber Covered Hose
Nozzle.

SERVICE STATION EQUIPMENT COMPANY.
746-38-SA V. 26 No. 50 P. 1652
Bennett Pumps for Motor Fuels, Models 541, T542, 543,
T544.

SERVICE STATION EQUIPMENT CO.
746-38-SA V. 24 No. 31 P. 1191
Bennett Pumps for Motor Fuels Models 156 and 375.
Approved.

SUN OIL COMPANY.
779-38-SA V. 24 No. 5 P. 169
M and S Computing Gasoline Pump, Model 70. Approved.

TOKHEIM OIL TANK AND PUMP COMPANY.
1326-39-SA V. 24 No. 46 P. 1653
Tokheim Model 39-HR Computer Pump with Hose Reel
and Tokheim Model 39-DP-HR Clock Dial Pump with
Hose Reel. Approved.
1326-29-SA V. 26 No. 51 P. 1698
Tokheim Motor Fuel Dispensing Pumps, Models 800-S,
800-S-TP, 802-S, and 802-S-TP.

PUTTY AND CAULKING COMPOUNDS

L. SONNEBORN SONS, INCORPORATED.
715-41-SM V. 28 No. 14 P. 283
Stormtight Caulking Compound—approved.

TREMCO MANUFACTURING COMPANY.
154-40-SM V. 26 No. 23 P. 839
Tremglaze Mastic Glazing Compound—Tremco Steel Sash
and Casement Putty. Approved under Section C26-178.0b.

RANGE CONNECTORS

COLONIAL STOVE COMPANY.
357-38-SA V. 23 No. 39 P. 1178
Colalloy Kwik Konconnector for Gas Stoves. Approved as
a connecting device for gas appliances under Sections
C-26-1330.0 and C26-1331.0.

GRAY-WILSON COMPANY.
68-38-SA V. 25 No. 11 P. 391
Romine Gas Range Connection. Approved for use in New
York City.

MARSHALL BRASS COMPANY.
857-38-SA V. 24 No. 6 P. 209
“E-Z” Range Connector. Approved for use in New York
City.

V. 26 No. 26 P. 953
“E-Z” Range Connector. Resolution amended to permit
copper tubing as well as aluminum tubing.
1206-38-SA V. 24 No. 11 P. 401
“Lo-Lo” Range Connector. Approved for use in New
York City.

MORRIS A. ELLIOTT COMPANY.
199-40-SM V. 26 No. 21 P. 778
“Quick-Link” Flexible Gas Range Connector—semi-rigid
tube of seamless aluminum. Approved under Sections
C26-1330.0 and C26-1331.0.

SUPERSEAL CORPORATION.
625-37-SA V. 23 No. 7 P. 202
V. 26 No. 42 P. 1401
Superseal Gas Connection. Approved for use in New
York City.

TYNE COMPANY.
964-39-SM V. 24 No. 46 P. 1655
Tyne Company Semi Rigid Gas Range Connectors. Ap-
proved for use in New York City.

RANGE OIL BURNERS AND SPACE HEATERS

Name of Burner	Calendar No.
A.B.C. Range Burner Assemblies, Models AS-4, AS-6, AD-6, AS-9 and A-3798 Water Heater Assembly	250-34-SA
Aetna Range Oil Burner	29-35-SA
Aetna Water Heater, Models 6, 7, 9, and 47 W.H.T. and 15 and 16 W.H.T.....	148-37-SA
Air-O-Flame Space Heater, Models 108 and 810 (pot type)	190-35-SA
Air-O-Flame Portable Type Cabinet Oil Heaters, Models 103-76200 and 103-76300	725-39-SA
Air-O-Flame Space Heater, Models 71, 91, 1572 and 1582 (sleeve type).....	206-35-SA
Air-O-Flame Range Burner	236-34-SA
American Beauty Heater (Pot Types), Models 1P61, 1P62, 1P91 and 1P92.....	224-36-SA
Ameroil Oil Burner for Stoves and Ranges..	592-32-SA
Biltwell Range Oil Burner, Models B-1 and B-2	196-34-SA
Bland Range Oil Burner	234-34-SA
Blue Glow Range Oil Burners, Models Su- preme and DeLuxe	308-34-SA
Brigham Range Oil Burner	217-35-SA
Caloroil Oil-Electric Range Burner.....	728-39-SA
Caloroil Range Oil Burner	172-34-SA
Carrier Kroy Unit Heater, Types 46E, 46P, 46Q and 46R	662-39-SA
Carrier Water Heater, Types 60B4 and 60B5	121-35-SA
Champion Range Oil Burner, Models A and B	291-34-SA
Cole Hot Blast Oil Burning Stove, Model No. 912	207-35-SA
Coleman Oil Burning and Space Heater, Models 821A, 822A, 824, 825, 826 and 827	308-36-SA
Diamond Range Oil Burner	325-34-SA
Duo-Therm Circulating Heater, Models 902 and 952	1042-40-SA
Duo-Therm Water Heater, Model 16.....	1043-40-SA
Easyway Range Oil Burner, Models D27, DC27, G27 and NG27	157-35-SA
Easyway Space Heater, Models CRL19, CRN17, CSP27 and CSP19.....	158-35-SA
Easyway Water Heater, Models H.W.1 and H.W.2	159-35-SA
Electrol Industrial and Range Oil Burner, Model LF	575-39-SA

Refer to the resolution for details of approval and limitations of use.

<i>Name of Burner</i>	<i>Calendar No.</i>	<i>Name of Burner</i>	<i>Calendar No.</i>
Ellington Range Oil Burner, Square Circulating Heater and Round Circulating Heater	351-34-SA	Nesco Circulating Heater, Models 041, 41, 042 and 42	264-36-SA
Ellington Range Oil Water Heater, Models M and J	40-35-SA	No-Wyck-Koaless Range and Stove Oil Burner	251-34-SA
Estate Oil Heatrola (Oil Burner), Models 821F, 822F, 822FT, 823F, 825FT, 827F, 883F, 884F, 885F, 913F, 913FT, 915F, 917F and 919F	135-39-SA	Norge Space Heater, Models 75, 50, 37 and 37-R	366-34-SA
Estate Speedex Oil Heater, Models 731, 732, 733, 734, 735 and 737	135-39-SA	Octo Range Oil Burner	410-37-SA
Evanoil Heater, Circulating Type, Models SF-7, SF-8, DF-10, DF-88, E-7, E-8, E-10 and E-88	1209-39-SA	Odin Beauty (Space Heater), Models 61, 62, 91 and 92	233-35-SA
Evur-Ready Range Oil Burner, Models Leader, Standard and DeLuxe	311-34-SA	Odin Beauty Heater (Pot Types), Models 1P61, 1P62, 1P91 and 1P92	224-36-SA
Fairfax Range Burner	302-34-SA	Orlando Range Oil Burner, Models VJ-275, VJ-195 and VO-275	329-34-SA
Florence Cabinet Heaters, Models CK-1, CK-2, CJ-1, CJ-21 and C-2	545-39-SA	Plymouth Oil Burning Space Heater, Models 18, 20, 28 and 30	923-38-SA
Florence Oil Heater, Models, KC-9, GC-6, GC-7, GS-27, CH-9, CH-27, CH-28, CH-29, RH-7 and RH-9	62-33-SA	Preway Circulating and Radiating Type Oil Burning Space Heater, Models 906P, 907P, 300P, 918P, 920P, 930P and 933P	493-38-SA
Florence Oil Space Heater, Models PH-28, PH-8, PC-8, PC-28, PR-10, PR-81 and PR-82	172-35-SA	Putnam Range Oil Burner	54-35-SA
Florence Range Burners	219-34-SA	Quaker Burnoil Stove	11-31-SA
Fox Range Oil Burner	200-34-SA	Quick Meal Range Burner	304-34-SA
Frogil Oil Burning Space Heater, Models 182, 274, 284, 294, 487 and 588	923-38-SA	Quick Meal Space Heater, Models 5672-0, 5671-13, 5671-33 and 5671-35	306-34-SA
Gilbert and Barker Oil Space Heaters, Models GB-1315, GB-1015, GB-1011, GB-815 and GB-811	56-37-SA	Quick Meal Water Heater, No. 5681-0	305-34-SA
Hi-Heat Range Burner, Models A and DeLux	323-34-SA	Ray-Dio Sunshine Range Oil Burner, Models A, Daisy and Water Heater	32-31-SA
Hoffman Controlled Heat Warm Air Furnace, Models HU-70 and HB-75	507-41-SA	Rex Range Burner, Models 27B and 27T	165-35-SA
Hupp Range Oil Burner, Models S.D. and C.D.	309-34-SA	Rex Space Heater, Models 247T and 248	166-35-SA
Kalamazoo Oil Burning Space Heater, Models F-2, F-3, C-4, R-1 and R-2	263-34-SA	Rex Water Heater, Models 255 A and 255 B	167-35-SA
Kalamazoo Range Burner, Models Junior, Lupre and DeLuxe	238-33-SA	Sachem Oil Space Heater, Models GB-811, GB-815, GB-1011, GB-1015 and GB-1315	56-37-SA
Ker-Oil Automatic Water Heater	263-35-SA	Samco Oil Space Heater, Models 1108 and 1110	73-37-SA
Kerogas Bowl Type Space Heater, Models 300-300-A, 303-303-A, 310-310-A, 315-315-A and 320-320-A	266-35-SA	Sears-Roebuck Oil Burning Water Heater, Hercules Model No. 2544	303-36-SA
Kerogas Hot Blast Oil Heater, Models 210, 135, 110, 207 and 115	339-34-SA	Serv-Well Range Oil Burner, Models 27B and 27T	165-35-SA
Kolrid Range Burner	48-34-SA	Serv-Well Space Heater, Models 247T and 248	166-35-SA
Kres-Kno Range Oil Burner, Model MD, Sizes KR, KRF, KRF-1 and 1R	355-34-SA	Serv-Well Water Heater, Models 255A and 255B	167-35-SA
Lochinvar Automatic Oil Burning Water Heater	143-36-SA	Silent Glow Oil-Electric Range Burner	728-39-SA
Lonergan Automatic Hot Water Heater	179-35-SA	Silent Glow Range Oil Burner	172-34-SA
Lonergan Oil Burning Heater, Models F-2, F-3, C-4, R-1 and R-2	263-34-SA	Silent Glow Si-Glo-Lo Oil Space Heater, Models 15, 35, 60 and 80	24-37-SA
Loyalty Range Burner	302-34-SA	Silent Heet Oil Burner for Ranges and Stoves	592-32-SA
Lynn-Range Burner, Models Junior, Lypre and DeLuxe	238-33-SA	Smith-Whaley Range Oil Burner, Models SW-1 and SW-2	196-34-SA
M.W. Bake Oven Range Burner, Model 448 and M.W. Core Oven Range Burner, Model 450	367-34-SA	Speedy Hot Oil Space Heater, Models GB-811, GB-815, GB-1011, GB-1015 and GB-1315	56-37-SA
M.W. Circulating and Radiant Heaters, Models 501, 601, 701, 801, 406, 407, 506, 507, 611, 612, 614, 711, 712, 714, 807, 575.2, 675.2, 715.2 and 815.2	366-34-SA	Superfex Oil Burning Heater, Models 1031, 1032, 1035, 1036, 1107, 1108, 1109, 1110, 1117, 1118, 1119, 1120, 1221, 1231, 1201, 1232, 1222, 1202, 1235, 1247, 1205, 1309, 1305, 1306, 1310, 1317, 1318, 1319 and 1320 and Superfex Heat Projector, Models 1051, 1052, 1053 and 1054	491-31-SA
M.W. Oil Burning Range, Commercial Models 152 and 251 and Domestic Models 101-G, 165 and 175	364-34-SA	Toridheet Range Water Heater, Models 222, 232 and 242	65-35-SA
Majestic Range Oil Burner, Models 27B and 27T	180-35-SA	Tower Range Oil Burner	126-33-SA
Majestic Space Heater, Models 247T and 248	181-35-SA	Vap-R-Oil Oil Burner for Ranges and Stoves	592-32-SA
Majestic Water Heater, Models 255A and 255B	182-35-SA	Victor Circulating Fuel Oil Heater, Models VCH-27, VCH-19 and VCH-17	243-36-SA
Matchless Self-Lighting Range Oil Burner	410-37-SA	Victor Range Oil Burner, Models VJ-275, VJ-195 and VO-275	329-34-SA
Moderne Range Oil Burner, Models Regular, Junior and Firenew	357-34-SA	Viking Pot Type Space Heater, Models 120, 165 and 170	310-35-SA
National Range Oil Burner	361-34-SA	Viking Range Oil Burner and Range Oil Burning Heater, Models 20, 30, 60, 65, 70 and 80	333-34-SA
		Viking Range Water Heater, Models 222, 232 and 242	65-35-SA
		Vitro-Heet Range Oil Burner, Models MD, sizes KR, KRF, KRF-1 and 1-R	355-34-SA
		Washington Oil Burning Space Heater, Models 3712, 3724, 3736, 3747 and 3758	923-38-SA

Refer to the resolution for details of approval and limitations of use.

ROOFING AND SIDING MATERIALS (See also Floor and Roof Construction)

BARBER ASPHALT CORPORATION.

870-38-SM V. 24 No. 44 P. 1577

Barber Built-Up Roofs and Asphalt Shingles. Approved under Section C26-608.0.

BARRETT COMPANY.

777-38-SM V. 23 No. 39 P. 1181

Barrett Mineral Surfaced Roofing (for general roof covering). Approved under Article 11, Group 16 and Section C26-680.0.

778-38-SM V. 23 No. 39 P. 1182

Barrett Specification Tarred Felt and Pitch Built-Up Roofing. Approved under Article 11, Group 16.

827-38-SM V. 23 No. 41 P. 1257

V. 24 No. 10 P. 361

Barrett Roofings. Approved under Section C26-680.0.

BIRD & SONS, INC.

341-38-SM V. 23 No. 30 P. 1012

Bird Roofing Materials, Paroid and Neponsit Brands. Approved under Article 11, Group 16 and Section C26-680.0.

V. 24 No. 6 P. 209

Bird Custom-Built Shingle. Approved as above.

V. 24 No. 13 P. 472

Flat Shingles of Square Butt Type. Approved as above.

V. 24 No. 24 P. 909

Bird Roofing Materials and Accessories. Approved as above.

876-38-SM V. 24 No. 2 P. 48

Bird Asphalt Siding. Approved under Sections C26-191.0 and C26-248.0—limited to frame construction outside the fire limits and to legal replacements within the fire limits.

V. 24 No. 24 P. 911

Bird Asphalt Siding Accessory Materials. Approved as above.

681-42-SM V. 27 No. 52 P. 1287

Bird Insulated Siding, Bric Design, 1/2 in. fibre board, surface-saturated with hard asphalt, bitumastic coating, colored mineral granules of igneous rock. Approved.

CELOTEX CORPORATION.

1205-38-SM V. 24 No. 8 P. 294

Celotex Roofing Materials. Approved under Sections C26-680.0 and under Article 11, Group 16.

CERTAIN-TEED PRODUCTS CORP.

42-39-SM V. 24 No. 10 P. 362

Certain-Teed and Vulcanite Brands Asphalt Roofing Materials and Asphalt Shingles. Approved under Article 11, Group 16, and Section C26-680.0.

CLEMENT HALLOWS COMPANY.

716-38-SM V. 23 No. 46 P. 1397

Alumintop Nos. 5 and 6 (Re-roofing). Approved.

COOPER COMPANY.

1081-38-SM V. 24 No. 26 P. 989

Cooper Asphalt Shingles and Roofing Materials. Approved under Section C26-680.0 and Article 11, Group 16.

FLINTKOTE COMPANY.

145-39-SM V. 24 No. 17 P. 623

Flintkote Company Asbestos and Asphalt Siding Shingles. Approved under Section C26-191.0—use limited to frame

construction outside fire limits and replacement within the fire limits under Section C26-248.0.

V. 26 No. 6 P. 258

Flintkote Insulated Brick Siding.

Flintkote Embossed Brick Strip Siding.

Approved for use limited to frame construction outside the fire limits as provided in Section C26-248.0.

415-38-SM V. 23 No. 30 P. 996

V. 24 No. 17 P. 619

Flintkote Roofing Materials. Approved under Article 11, Group 16, and Section C26-680.0.

V. 27 No. 21 P. 591

V. 27 No. 25 P. 699

V. 27 No. 43 P. 1077

Flintkote, 2 and 3-ply Asphalt Felt, slag or gravel surface re-roofing and Flintkote, 3 and 4-ply asphalt felt, slag or gravel re-roofing and mineral surface shingle. Approved.

FORD ROOFING PRODUCTS COMPANY.

573-39-SM V. 24 No. 31 P. 1209

Ford Asphalt Built-Up Roofing, Asphalt Shingles and Allied Products. Approved under Section C26-680.0 and Article 11, Group 16.

INSUL-MASTIC LABORATORIES, INC. and

McGREW PAINT AND ASPHALT COMPANY.

395-40-SM V. 25 No. 31 P. 1155

Insul-Mastic (re-roofing and re-surfacing materials). Approved under Section C26-680.0 and Article 11, Group 16.

JOHNS-MANVILLE SALES CORPORATION.

163-38-SM V. 23 No. 26 P. 835

Asphalt Saturated Asbestos Roofing Felt. Approved under Section C26-680.0.

96-38-SM V. 23 No. 17 P. 678

Johns-Manville Corrugated Transite. Approved for use as roofing and siding under Sections C26-347.0 and C26-351.0.

JONES AND BROWN, INCORPORATED.

170-42-SM V. 27 No. 29 P. 802

Inselbric—1/2" fibre board base, saturated both sides and coated on the exterior surface with asphalt mastic. Approved for use limited to frame construction outside the fire limits.

KEASBEY & MATTISON COMPANY.

278-39-SM V. 28 No. 7 P. 155

Keasbey & Mattison Company Asbestos-Cemented Corrugated Roofing and Siding. Approved under Sec. C26-347.0 as a roofing material, under Sec. C26-351.0 as a siding material.

650-40-SM V. 28 No. 4 P. 80

K & M Century Asbestos—Cement shingles—laminated and homogeneous methods of manufacture. Approved for use under Section C26-540.0.

KEYSTONE ROOFING MANUFACTURING COMPANY.

410-39-SM V. 25 No. 31 P. 1140

Keystone Roofing Manufacturing Company Roofing Materials. Approved under Section C26-680.0 and Article 11, Group 16.

KOPPERS COMPANY.

670-38-SM V. 24 No. 4 P. 129

Koppers Built-Up Roofing. Approved.

Refer to the resolution for details of approval and limitations of use.

LLOYD A. FRY ROOFING COMPANY.

352-39-SM V. 24 No. 21 P. 774

Lloyd A. Fry Roofing Company Roofing Materials. Approved under Section C26-680.0 and Article 11, Group 16.

LOGAN-LONG COMPANY. 947-38-SM V. 23 No. 47

Logan-Long Built-Up Roofing and Asphalt Shingles. Approved under Section C26-680.0 and Article 11, Group 16. These materials may be marketed under the following names:

Tru-Test	Tru-Test Corp.
Jim Brown	Brown Fence & Wire Co.
Doyle	Doyle Hdwe. Co.
Ajax	Stelwagon Mfg. Co.
Oriental	Sears Roebuck & Co.
Everwear	H. Verby Co., Inc.
Wearon	Wearon Products Co.
Longware	Park Lumber Co.
Invincible	Lloyd A. Fry Roofing Co.
Giant	Lloyd A. Fry Roofing Co.
Moskote	Moscowitz Bros.
Maple City	Murray Co.
Victory	J. J. Mitzman
Lone Star	Igoe Brothers

M. J. MERKIN PAINT COMPANY.

INCORPORATED. 997-38-SM V. 24 No. 20 P. 744

Perfectseal Roof Coating and Roof Cement. Approved for use as a repair coating for old roofs and as a cement in the laying of new roofs—Section C26-680.0.

THE PHILIP CAREY COMPANY.

62-39-SM V. 27 No. 14 P. 373

The Philip Carey Company Built Up Roofing—May be applied to either combustible or non-combustible decks.

RUBEROID COMPANY.

733-38-SH V. 23 No. 48 P. 1503
V. 25 No. 3 P. 75

Ruberoid Built-Up Roofings—Asphalt Shingles—Asbestos Shingles—Corrugated Asbestos Roofing. Approved under Article 11, Group 16, and Section C26-680.0.

1032-38-SM V. 23 No. 50 P. 1584

Ruberoid Eternit Corrugated Asbestos. Approved under Sections C26-347.0, C26-351.0, C26-605.0, C26-626.0.

SHINGLE-GIBBS COMPANY.

447-39-SM V. 24 No. 22 P. 836

S-G Fibrated Coating No. 110 (for roofing). Approved. 448-39-SM V. 24 No. 22 P. 837

S-G Structural Waterproofing No. 170 (for roofing). Approved.

STANDARD OIL CO. OF N. J.

1229-38-SM V. 24 No. 43 P. 1535

Ennjay 160/180 Melting Point Asphalt for flat roofs, Ennjay 180/200 Melting Point Asphalt for steep roofs. Ennjay slate filled Asphalt for use in roofing materials. Approved under Sections C26-605.0 to C26-609.0.

TEXAS COMPANY.

133-39-SM V. 24 No. 23 P. 869

Texas Company Roofing Materials. Approved.

TILO ROOFING COMPANY.

1152-38-SM V. 26 No. 52 P. 1725

Tilo Roofing. Approved as fire-resistive material under Sec. C26-680.

UNITED STATES GYPSUM COMPANY.

440-39-SM V. 24 No. 23

U. S. G. Asphalt and Asbestos Cement Roofing Materials (also marketed under the name "Samson"). Approved under Article 11, Group 16, and Section C26-680.0.

ROOFLIGHTS, SKYLIGHTS, SIDEWALK LIGHTS (See also Ventilators)

AMERICAN BAR LOCK CO., INC.

1371-39-SM V. 25 No. 4 P. 113

Algla Wire glass floor and Roof Construction—wire glass plates set in a steel frame grid—approved under Sec. C26-515.0. 1372-39-SM V. 25 No. 4 P. 114

Algla Vaculite Floor & Roof Construction—approved under Section C26-626.0.

AMERICAN 3 WAY LUXFER PRISM CO., INC.

531-38-SM V. 24 No. 31 P. 1202

Clad-Crete Rooflights. Approved under Section C26-191.0. 532-38-SM V. 24 No. 31 P. 1202

Thermag Rooflights. Approved under Section C26-191.0. 534-38-SM V. 24 No. 31 P. 1203

3-Way Armored Sidewalk Lights. Approved under Section C26-191.0.

MARCO COMPANY.

260-38-SA V. 23 No. 18 P. 571

Marco Automatic Stage Ventilator or Skylight. Approved under Sections C26-720.0, C7 and C26-724.03.

PENNSYLVANIA WIRE GLASS CO.

355-38-SM V. 23 No. 45 P. 1394

Pennsylvania Original Solid Corrugated Wire Glass—wire netting embedded in corrugated sheet glass—approved fire use as a skylight—maximum width 27 $\frac{3}{4}$ "—maximum span 48" under Sections C26-347.0, C-26-676.0.

SCAFFOLDS

EDWARD B. BRITTIN.

898-38-SA V. 24 No. 15 P. 548

Brittin Bracket (for Scaffold work). Approved under Section C26-191.0 (2.2.3).

MAX MICHELSON. 359-38-SA V. 23 No. 51 P. 1623

Michelson Scaffold. Approved under Section 240 Labor Law, Sections C26-191.0 and C26-556.

SCREENS (Safety Window)

CARL E. TRULOCK.

1114-40-SM V. 25 No. 50 P. 1666

Trulock Safety Screen (Combination Detention and Insect Screen). Approved for permissive use under Section C26-178.0, b.

CHAMBERLIN METAL WEATHER STRIP COMPANY.

273-41-SM V. 28 No. 6 P. 134

Chamberlin Safety Detention Screen. Approved for voluntary use.

Refer to the resolution for details of approval and limitations of use.

SHEATHING (See also Fibre Board and Gypsum Wallboard)

UNITED STATES GYPSUM COMPANY.

620-39-SM V. 26 No. 17 P. 605

U. S. Gypsum Sheathing—Samson Gypsum Sheathing.
Approved under Sections C26-538.0c and C26-242.0.

SIAMESE FIRELINE CONNECTIONS

W. D. ALLEN MFG. CO.

1162-27-SA V. 17 No. 12 P. 377

Allen's Recessed Fire Dept. Standpipe and Sprinkler Siamese Connection. Approved.

156-34-SA V. 22 No. 30 P. 948

Allen's Siamese Connections for Fire Dept. use. Approved.

ANSONIA FIRE PREVENTION CO., INC.

98-33-SA V. 23 No. 28 P. 902

Elkhart Siamese House Connection for Standpipe and Sprinkler System 3" x 3" x 6" Flush Type of Straightway and 90° patterns. Approved.

M. H. ATERITE COMPANY.

664-20-S V. 6 No. 1

Aterite Siamese Connection. Approved.

CROKER FIRE PREVENTION CORP.

209-32-SA V. 20 No. 20 P. 588

Croker 4", 5", 6" Siamese for Standpipe and Sprinkler Systems. Approved.

764-39-SA V. 25 No. 3

Croker Flush Type Siamese. Approved.

ELKHART BRASS MFG. CO.

337-22-S V. 11 No. 18

Elkhart Brass Co. Siamese Connection. Approved.

NEW YORK BRASS FOUNDRY CO., INC.

11-35-SA V. 23 No. 11 P. 335

Four inch, 5" and 6" Standpipe and Automatic Sprinkler and Siamese Connection. Approval expired 3/8/40.

SPRAY GUN FOR METALS

METALLIZING ENGINEERING CO., INC.

688-39-SA V. 26 No. 12 P. 446

Metco Metallizing Gun, Type E—for spraying molten metals. Approved under C19-93.0.

443-41-SA V. 27 No. 51 P. 1260

V. 27 No. 52 P. 1286

Mogul Metal Spray Gun. Approved for use under Sec. C19-93.0.

SCHORI PROCESS CORPORATION.

567-38-SA V. 24 No. 18 P. 660

Schori Pistol for Spraying Powdered Metals, Zinc, Copper, Lead, etc. Approved.

SPRAYING EQUIPMENT—PAINT, VARNISH & LACQUER

Name

Calendar No.

Automatic Paint Sprayer..... 477-37-SA

Binks Circulating System for Paint Spraying. 851-39-SA

Binks-Hu-Ro-Thor-Hurley Spray Equipment. 338-32-SA

Refer to the resolution for details of approval and limitations of use.

Name

Calendar No.

De Vilbiss Spray-Painting Equipment..... 336-32-SA

Eclipse Spray Painting Equipment..... 151-38-SA

Eureka Paint Sprayer 478-37-SA

Milburn Spray Painting Equipment..... 492-38-SA

Paasche Spray Painting Equipment..... 363-32-SA

Sharpe Spray Guns, Models B-21, C-21, RA-21, RC-21, GA-37, GC-37, Bear-Cat, K, KF,

KO, L, M-2, M-4, FA-36 and FC-36..... 604-38-SA

Spraco Spray Painting Equipment..... 479-32-SA

SPRINKLER VALVES—DRY PIPE

HODGMAN MANUFACTURING CO.

141-41-SA V. 26 No. 18 P. 641

Hodgman Air Check Valve, 3" Model C. Approved.

STANDPIPE FIRELINE DELUGE VALVES

AMERICAN FIRE PREVENTION BUREAU, INC.

781-42-SA V. 27 No. 50 P. 1240

Derby Type B Electrically Operated Remote Control Valve for Standpipe and Sprinkler System. Approved under Articles 16 and 17.

AUTOMATIC SPRINKLER COMPANY OF AMERICA.

297-23-SA V. 24 No. 4 P. 127

Remote Control Deluge Valve for Standpipe Systems.

STANDPIPE FIRELINE GATE VALVES—REMOTE CONTROL

CONRAN STANDPIPE CO., INC.

359-30-SA V. 22 No. 10 P. 291

V. 26 No. 42 P. 1401

Conran Hydraulic Emergency Control Valve for Fire Line.

KENNEDY VALVE MANUFACTURING CO.

34-40-SA V. 25 No. 40 P. 1334

Kennedy Motorized O.S. and Y. Fireline Valve—approved under Sections C26-1383.0 and C26-1396.0.

STANDPIPE SYSTEM

CONRAN STANDPIPE CO., INC.

293-37-SA V. 24 No. 46 P. 1648

Conran System of Standpipes.

TANK PROTECTION

(Cover for Underground Tanks)

FINK-DUMONT-WHITE, INC.

484-26-SA V. 16 No. 31 P. 874

Protectoseal Cover for Underground Tanks. Approved.

TERAZZO STRIPPING

CENTRAL COMMERCIAL COMPANY.

366-41-SM V. 26 No. 52 P. 1730

Vogeliner Plastic Dividing Strip for Terrazzo. Approved.

MANHATTAN TERRAZZO BRASS STRIP CO.
52-40-SM V. 25 No. 51 P. 1696
Manhattan Dividing Strips—Brass, White Alloy Zinc,
and Nickel Silver Strips for floor and wall base.
Approved under Sec. C26-178.0,b.

TRAPS

BRADLEY WASHFOUNTAIN COMPANY.
577-38-SA Vol. 24 No. 15 P. 548
BNY Bradley Trap—approved under Section C26-1224.0.

G. WALTON BUSCH AND SONS, INCORPORATED.
911-42-SM V. 28 No. 9 P. 196
Busch "Codepruf" Grease Trap. Approved for use under
Sec. C26-1260.

GEORGE M. CALL. 1166-40-SM V. 26 No. 18 P. 655
G. M. CALL Interceptor-Non-Stoppage Waste Trap. Ap-
proved under Section C26-1260.0.

CHASE BRASS & COPPER CO., INC.
254-36-SA V. 21 No. 22 P. 621
Chase Brass & Copper Co., Inc. 1½-inch New York Regu-
lation Lavatory Trap. Approved under Section 99 of the
Rules for Plumbing and Drainage.

CRANE COMPANY. 142-39-SA V. 24 No. 10 P. 359
Russell Vitreous China Lavatory with Integral Trap. Ap-
proved under Sections C26-1240.0 and C26-1256.0.

CODY BRASS WORKS, INC.
1352-18-S V. 4 No. 14 P. 228
Geco Anti-Siphon Trap. Approved under Rule 99, Rules
for Plumbing and Drainage.

JOSAM MANUFACTURING COMPANY.
165-38-SA V. 23 No. 30 P. 993
Josam Plaster Interceptor. Approved under Section C26-
1260.0. 166-38-SA V. 23 No. 30 P. 993
Josam Grease Interceptor. Approved under Section C26-
1260.0. 243-35-SA V. 21 No. 7 P. 179
Josam-Marsh Hair Interceptor. Approved under the Rules
for Plumbing and Drainage. 427-38-SA V. 24 No. 7 P. 240
V. 25 No. 46 P. 1536
Josam Oil Interceptor, Models B64, B65, B66 and B85.
Approved.

M. S. LITTLE MANUFACTURING COMPANY.
1080-38-SA V. 24 No. 15 P. 549
N. Y. Code Duo Trap for Continuous Sink and Tray
Wastes. Approved under Art. 15, Subarticle 5:

NORMAN BOOSEY MANUFACTURING COMPANY.
886-41-SM V. 26 No. 52 P. 1732
Boosey No. 2021 Fixed Air Gap.
An indirect waste with an air gap to prevent siphonic
action. Approved in sizes ¾" to 4" under Sec. C26-
1277.0,b. 933-41-SM V. 26 No. 52 P. 1734
Boosey Air-Away Grease Interceptors, Series Nos. 1507,
1508 and 1509. Approved.

Refer to the resolution for details of approval and limitations of use.

J. A. ZURN MANUFACTURING COMPANY.
86-40-SM V. 25 No. 10 P. 352
Zurn Greaseptor, Z-1170, Z-1171. Approved for use as a
grease trap under Section C26-1260.0.

TUBING—(METAL) FOR OIL BURNER INSTALLATION

AMERICAN BRASS COMPANY.
519-40-SM V. 25 No. 44 P. 1474
American Brass Company Copper Water Tubing, Type K
(for oil burner lines) made from seamless drawn cop-
per. Approved for use in oil burner installations.

CHASE BRASS AND COPPER CO., INC.
357-37-SM V. 25 No. 22 P. 771
Chase Brass and Copper Co. Oil Burner Tubing. Ap-
proved for use as copper tubing in oil burner lines.

REVERE COPPER AND BRASS, INC.
305-36-SM V. 23 No. 24 P. 772
Revere Copper Oil Burner Tubing. Approved for use as
copper tubing in oil burner lines.

VACUUM BREAKERS (See Anti-Siphon Devices)

VACUUM STILL

DE LAVAL SEPARATOR COMPANY.
936-38-SA V. 24 No. 3 P. 85
DeLaval Vacuum Still. Approved for use at limited lo-
cations.

VALVES (Shower)

HAMILTON MANUFACTURING COMPANY.
440-40-SM V. 26 No. 28 P. 1037
Hamilton Thermostatic Shower Mixing Valve, Series
No. 2000, 3000, and 4000. Termal unit to close hot
water port in case of failure of cold water supply. Ap-
proved under Section C26-178.0,b.

veneers, exterior

SAYRE AND FISHER BRICK CO.
301-38-SM V. 23 No. 21 P. 679
S. & F. Colonial Veneer Brick—made of burnt red clay,
8¼" x 2½" x 3". Approved for use in veneered walls
of frame constructed buildings under Section C26-437.0.

WATSONTOWN BRICK CO.
57-39-SM V. 24 No. 11 P. 403
Watsonstown Persian 2" Veneer Brick—red matt texture
shale burned clay, 2¼" x 2" x 8". Approved for use in
veneered walls in frame constructed houses under Sec-
tion C26-437.0.

METAL-LITHIC PRODUCTS COMPANY.
365-38-SM V. 23 No. 30 P. 996
Metal-Lithic Porcelain Building Veneering Unit, 16 to 20
gauge Porcelain enameled steel backed with 1" of con-
crete. Approved for use under Sections C26-437.0,
C26-437.2 and C26-438.0.

VENTILATORS

(See also Rooflights, etc.)

CARRIER CORPORATION.

339-39-SA V. 24 No. 16 P. 582

Carrier Room Ventilator. Approved under Section C26-191.0.

CENTURY FAN AND VENTILATOR COMPANY.

878-39-SM V. 24 No. 47 P. 1691

Century Spring Register with Fusible Link Attachment. Approved under Section C26-191.0.

EMPIRE FAN AND VENTILATING EQUIPMENT COMPANY.

1056-38-SA V. 24 No. 10 P. 358

Empire Spring Register. Approved under Section C26-191.0.

498-39-SM V. 24 No. 43 P. 1536

Empire Turbine Ventilator. Approved.

499-39-SM V. 24 No. 43 P. 1537

Empire Syphon Ventilator. Approved.

1077-38-SA V. 24 No. 10 P. 359

Empire Wall and Empire Ceiling Gravity Registers. Approved under Section C26-191.0.

BENJAMIN LOW.

213-38-SA V. 23 No. 17 P. 545

"Low" Wind-operated Stationary Single and Dual Suction Type Ventilator. Approved for use under Sections 200 and 250, Multiple Dwelling Law.

PHOENIX VENTILATOR COMPANY.

998-38-SA V. 23 No. 52 P. 1659

Phoenix Duo-Cone Syphon Ventilator. Approved under Section C26-262.0 and Section 200 of Multiple Dwelling Law.

747-38-SA V. 23 No. 51 P. 1583

Phoenix Wind-Driven Turbine Ventilator. Approved under Section C26-262.0 and Section 200, Multiple Dwelling Law.

PUREXHAUST CORPORATION.

675-38-SA V. 23 No. 42 P. 1286

Purexhaust (Fume, smoke and carbon monoxide eliminator). Approved for use with internal combustion engines under Section C26-165.

SUPERIOR SKYLIGHT COMPANY,

INCORPORATED. 501-40-SM V. 25 No. 25 P. 907

Invisible Gravity Ventilator. Approved under Sections C26-720.0 and C26-724.0.

WALL COVERING (See also Fibre Board, Gypsum Wallboard and Veneers)

BIRD AND SON, INCORPORATED.

976-41-SM V. 27 No. 18 P. 516

Bird Armowall-Flexible Wall Covering .051 in. thick—enamel on an asphalt saturated backing felt.

Monaconsec-Flexible Wall Finishing Sheet—.065 in. thick. Approved for use in Class 3 and 4 construction.

FORMICA INSULATION COMPANY.

993-40-SM V. 26 No. 21 P. 783

1/16-inch Formica (decorator sheets for wall covering) 50% heat reaction synthetic resin and 50% cellulose. Approved for use under Section C26-667.0, 7b.

Refer to the resolution for details of approval and limitations of use.

993-40-SM V. 28 No. 5 P. 109

Formica, 1/16 in. decorator sheets for wall covering. Approval rescinded.

WATER COOLERS

CARRIER CORPORATION.

488-39-SA V. 24 No. 28 P. 1065

Carrier Water Cooler. Approved.

WATER TANK LEVEL INDICATOR

ACME FIRE ALARM CO., INC.

839-39-SA V. 24 No. 52 P. 1848

Acme Type P. S. High and Low Water Level Indicating Device for Pressure Tank. Approved for use on sprinkler and standpipe pressure tanks under Sections C26-1366.0 and C26-1419.

WATERPROOFING METHODS FOR CONCRETE AND MASONRY WALLS

(See also Paints)

AMERICAN BRASS COMPANY.

508-38-SM V. 23 No. 30 P. 1002

Walsh Waterproofing Method A—a sheet copper waterproofing membrane backed up with sisalkraft building paper, with an asphalt binder fastening. Approved for use in masonry construction with lime free Portland cement mortar, under Article 9, Subarticle 4 of the Administrative Building Code.

V. 23 No. 45 P. 1394

Walsh Waterproofing Method B. Approved as above.

ANTI-HYDRO WATERPROOFING CO.

179-39-SM V. 28 No. 21 P. 451

Anti-Hydro Integral Waterproofing Compound. Waterproofing material. Approved under Section C26-191.0.

BRISK WATERPROOFING COMPANY, INC.

1243-39-SM V. 26 No. 49 P. 1626

Larson Waterproofing Units—Waterproofing Membrane of Asphalt-Impregnated Felt. Approved as a method of construction under C26-178.0b.

DUSING AND HUNT, INC.

1002-39-SM V. 27 No. 49 P. 1214

Perfection Joint Cover—for protection of Horizontal Stone Joints—made of 12 oz. lead coated copper. Approved.

WEARING SURFACE (See also Floor Coverings)

BUILDERS SPECIALTY COMPANY.

60-39-SM V. 24 No. 26 P. 998

Permaflex—flexible concrete for resurfacing and patching floors—approved as a flooring material and as a waterproofing material under Sections 76 and 200 of Multiple Dwelling Law.

CELOTEX CORPORATION.

1205-38-SM V. 26 No. 38 P. 1296

"Mil-Flor"—bagasse fibre saturated with an asphaltic compound, in sheets 24 in. by 48 in. by 1/2 in. thick to be cemented to the under floor. Approved as a wearing surface under Section C26-667.0, 4c.

WELDING—RODS AND EQUIPMENT

AIR REDUCTION SALES COMPANY.

437-38-SM V. 23 No. 30 P. 1000

Airco Welding Electrodes. Approved.

V. 24 No. 22 P. 827

Airco No. 79 may be marketed under Wilson No. 98V&O.

541-39-SA V. 25 No. 12 P. 424

Airco Type "A" Portable Acetylene Generators. Approved as an appliance.

603-42-SA V. 27 No. 45 P. 1122

Airco Stationary Acetylene Generator, 300 lb. and 500 lb. capacities. Approved.

AMERICAN CHAIN & CABLE CO.

248-38-SM V. 23 No. 18 P. 573

Page Hi-Tensile Electrodes. Approved under Rule 7, Subdivision 2 of the Welding Rules.

BASTIAN BLESSING COMPANY.

316-40-SA V. 26 No. 9 P. 351

Rego Oxy-Acetylene Welding and Cutting Equipment. Approved.

GENERAL ELECTRIC COMPANY.

174-41-SA V. 26 No. 51 P. 1699

General Electric Silver Braising Torch No. P-5163606. Approved.

HARNISCHFEGER CORPORATION.

544-38-SM V. 23 No. 30 P. 1014

Smootharc Electrodes. Approved under Rule 7, Subdivision 2 of the Fusion Welding Rules.

LINCOLN ELECTRIC COMPANY.

486-38-SM V. 23 No. 30 P. 1001

Lincoln Fleetweld Welding Electrodes. Approved.

LINDE AIR PRODUCTS COMPANY.

884-38-SA V. 23 No. 48 P. 1501

Acetylene Generator "Carbic Type CMP2" for Welding. Approved as an Appliance.

LINDE AIR PRODUCTS COMPANY.

91-40-SM V. 25 No. 9 P. 311

Oxweld W29 Welding Blowpipe.

Purox No. 23 Welding Blowpipe.

Purox No. CA33 Cutting Attachment.

Purox No. 34 Welding Blowpipe.

Purox No. CA-34 Cutting Attachment.

Prest-O-Weld C108 Cutting Blowpipe.

Prest-O-Weld W108 Welding Blowpipe.

Prest-O-Weld CW108 Cutting Attachment.

Prest-O-Weld W109 Welding Blowpipe.

Prest-O-Weld CW109 Cutting Attachment.

Oxweld MP-5 Acetylene Generator—Stationary.

Oxweld MP-7 Acetylene Generator—Portable or Stationary.

Oxweld MP-9 Portable Acetylene Generator.

Approved as appliances.

91-40-SA V. 26 No. 52 P. 1723

V. 27 No. 18 P. 513

Oxweld C52, C53, C54 and W37 Machine Cutting Blowpipe, Oxweld W26-M Blowpipe, Oxweld CW-29 Cutting Attachment; Prest-O-Weld C-111 Cutting Blowpipe, Prest-O-Weld W-110 Welding Blowpipe and CM-110 Cutting Attachment; Prest-O-Weld W-111 Blowpipe

and CW-111 Cutting Attachment and Oxweld MP-10 Portable Acetylene Generator. Approved.

METAL AND THERMIT CORPORATION.

798-38-SM V. 24 No. 8 P. 293

Murex Vertex and Murex Fillex Welding Electrodes. Approved.

SMITH WELDING EQUIPMENT CORPORATION.

221-42-SA V. 27 No. 44 P. 1098

Smith's Type D and Type J Portable Acetylene Generators, K815, K830, K850, K1515, K1530 and K1550. Approved.

222-42-SA V. 27 No. 44 P. 1100

Smith's Type L Stationary Acetylene Generators, K-2100, K220, K2300 and K2500.

REID-AVERY COMPANY.

645-39-SM V. 25 No. 27 P. 983

Raco Welding Electrodes. Approved under Rule 7, subdivision 2 of the Fusion Welding Rules.

UNA WELDING, INC.

1134-38-SM V. 24 No. 9 P. 328

Una 3100 Welding Electrode. Approved.

WILSON WELDER AND METALS CO.

474-38-SM V. 24 No. 19 P. 695

Wilson Welding Electrodes and Alloy Rod A. Approved.

WINDOWS

HERMANN AND GRACE COMPANY.

1153-40-SM V. 26 No. 7 P. 291

Hermann and Grace Company Hollow Metal Double Hung Window. One hour fire resistive rating. Approved under Sections C26-610.0, C26-659.0, C26-191.0, C26-178.0, b.

REVERSIBLE DOUBLE HUNG WINDOW CORP.

510-40-SM V. 25 No. 45 P. 1507

Reversible Safe-E-Sash (Double-Hung) Wood Window. Approved under Sections C26-261.0 and C26-262.0.

S. H. POMEROY CO., INC.

1137-39-SM V. 24 No. 43 P. 1540

Pomeroy "Standard Type" Hollow Metal Steel Double Hung Window, Model M—one hour fire resistive rating. Approved under Sections C26-178.0, b, C26-191.0 and C26-610.0.

1136-39-SM V. 24 No. 43 P. 1539

Pomeroy "Superior Type" Hollow Metal Steel Double Hung Window, Models H, I, L. Approved as a fire-proof window under Sections C26-178.0, b, C26-191.0 and C26-610.0.

WOOD PRESERVATIVES

CELCURE SOUTHERN CORPORATION.

744-38-SM V. 23 No. 46 P. 1431

Celcure Acid Cupric Chromate—a wood preservative. Approved under Section C26-191.0.

AMERICAN LUMBER AND TREATING COMPANY.

22-42-SM V. 27 No. 30 P. 886

Wolmanized Lumber—Treated with Wolman salts for protection against termites and decay. Approved.

Refer to the resolution for details of approval and limitations of use.

NEW YORK CITY CHARTER

Chapter 27

BOARD OF STANDARDS AND APPEALS

Jurisdiction.

Section 666. The board shall have power:

1. To test and approve materials and appliances to be used pursuant to law.

2. To make, amend and repeal rules and regulations for carrying into effect the provisions of the laws, resolutions, rules and regulations in respect to any subject-matter, jurisdiction whereof is conferred by law upon the board, and to include in such rules and regulations provisions applying to specific conditions and prescribing means and methods of practice to effectuate such provisions and for carrying into effect the powers of the board.

3. To make, amend and repeal rules and regulations for the enforcement of those provisions of the labor law and other laws which relate to the construction, alteration, structural changes in, plumbing and drainage of, elevators in, fire escapes on, adequacy and means of exit from and fire protection in all buildings within the city, which shall take the place of the industrial code and of any rules and regulations of the department of labor of the state of New York relating to the same subject-matter.

4. To exercise exclusively, with respect to buildings situated within the city, the same powers as are exercised by the department of labor of the state of New York elsewhere in the state.

SECTIONS FROM ADMINISTRATIVE BUILDING CODE

Section C26-14.0 **Approved.**—The term “approved”, as applied to any material, device or mode of construction, shall mean approved by the board or legally approved by the superintendent under the provisions of this title or by any other authority legally designated to give approval of the matter in question.

Section C26-25.0 **Board.**—The term “board” shall mean the board of standards and appeals, unless specifically designated otherwise.

Section C26-178.0 **Compliance with plans, laws and regulations.**—a. It shall be unlawful to construct any structure, or any plumbing, except in accordance with the approved detailed statement of specifications and plans, for which the permit was issued, or any approved amendment thereof. A certified copy of the approved plans shall be kept at all times on the premises from the commencement of the work to the completion thereof, except that this requirement may be waived by the superintendent where he deems compliance with it is unnecessary.

Section C26-189.0 **Authority to adopt rules.**—a. The board shall have power to adopt rules to secure the intent and purposes of this title and a proper enforcement of its provisions. The board shall also have power to make rules and regulations respecting the approval of materials and methods of construction. Such rules shall be uniform in all the boroughs.

Section C26-191.0 **Approval of materials, appliances and methods of construction.**—a. Except as otherwise provided in section six hundred forty-five of the New York city charter and in section C26-4.0 of this code, the sole authority to test and approve materials and appliances is vested in the board.

b. Whenever any materials, appliances or methods of construction have been approved by the superintendent, a record of such approval shall be kept on file in the department and shall be open to public inspection during business hours.

c. Any material, appliance or form of construction coming under the provisions of this title and approved before January first, nineteen hundred thirty-eight, may be used for the purposes for which it was approved, except so far as may be inconsistent with specific provisions of this title.

d. The use of any material already fabricated or of any construction already erected, which conforms to statutes passed prior to January first, nineteen hundred thirty-eight, shall be permitted, but the continuance of any construction erected in violation of any statute previously in force, shall be unlawful and any penalty incurred before January first, nineteen hundred thirty-eight, may be collected.

THE BUILDING LAWS

Now on Sale

THE VARIOUS BUILDING LAWS OF THE CITY OF NEW YORK ARE NOW published in FOUR SEPARATE VOLUMES, consisting of matters affecting or relating to the construction, maintenance, alteration, demolition or removal of structures and buildings in the City of New York; including excerpts from the STATE LABOR LAW, the PLUMBING CODE, ELEVATOR RULES, THE NEW YORK CITY CHARTER, the complete BUILDING CODE OF THE CITY OF NEW YORK; the MULTIPLE DWELLING LAW, the STATE PLASTERING LAW, various local laws, and building and construction rules and regulations adopted by various City and State agencies.

These volumes are now ON SALE at the office of the Supervisor of the City Record, ROOM 2213, MUNICIPAL BUILDING, MANHATTAN, NEW YORK CITY. The price for the complete set of four volumes is \$4 (\$4.10 by mail), single volumes each containing certain parts of the above described legislation, \$1 (by mail \$1.10).

NOTICE—This APPLICATION must be TYPEWRITTEN, and FILED IN DUPLICATE, accompanied by necessary data on sheets 8½ inches by 11 inches in size.

CAL. No.

S M
A

Filed 19.....

CITY OF NEW YORK
BOARD OF STANDARDS AND APPEALS
MUNICIPAL BUILDING

APPLICATION FOR APPROVAL

Applicant: Address:
Owner: Address:
Agent: Address:

To the Chairman, Board of Standards and Appeals:

Application is Hereby Made for the approval of the following named Appliance—Material:

ITEM

A Name of Appliance or Material.
Under What Name or Names Is This Offered for Sale?

B IF AN OIL BURNER
Is It for Domestic—Industrial—Commercial Use?

C Has the Appliance—Material—Been Approved by Any Laboratory?
If Approved Give Name of Laboratory.

D Under What Requirement of the Law Do You Make This Application?
(Give the Section of Code or Rule of such Requirement.)

E Has the Appliance Been Installed in New York City?
Where?

E Is the Material in Use in New York City?
Where?

F Give Address Where Inspection Is to Be Made.

G Was Any Previous Application Filed on This Appliance—Material?
What Disposition Was Made of the Previous Application?

ATTACHED HERETO AND MADE A PART OF THIS APPLICATION, I SUBMIT THE FOLLOWING:
(Note.—All these papers must be submitted with the application.)

H A TYPEWRITTEN description in duplicate of the Appliance—Material—or statement, on the principal features of same along with any data or printed matter pertaining thereto.

I Seven Sets of Drawings, all on sheets 8½ inches by 11 inches, illustrating clearly the mechanism of appliance.
(Not necessary for materials.)

J Seven Sets of Unmounted Photographs of Appliance, all 8 inches by 10 inches in size.

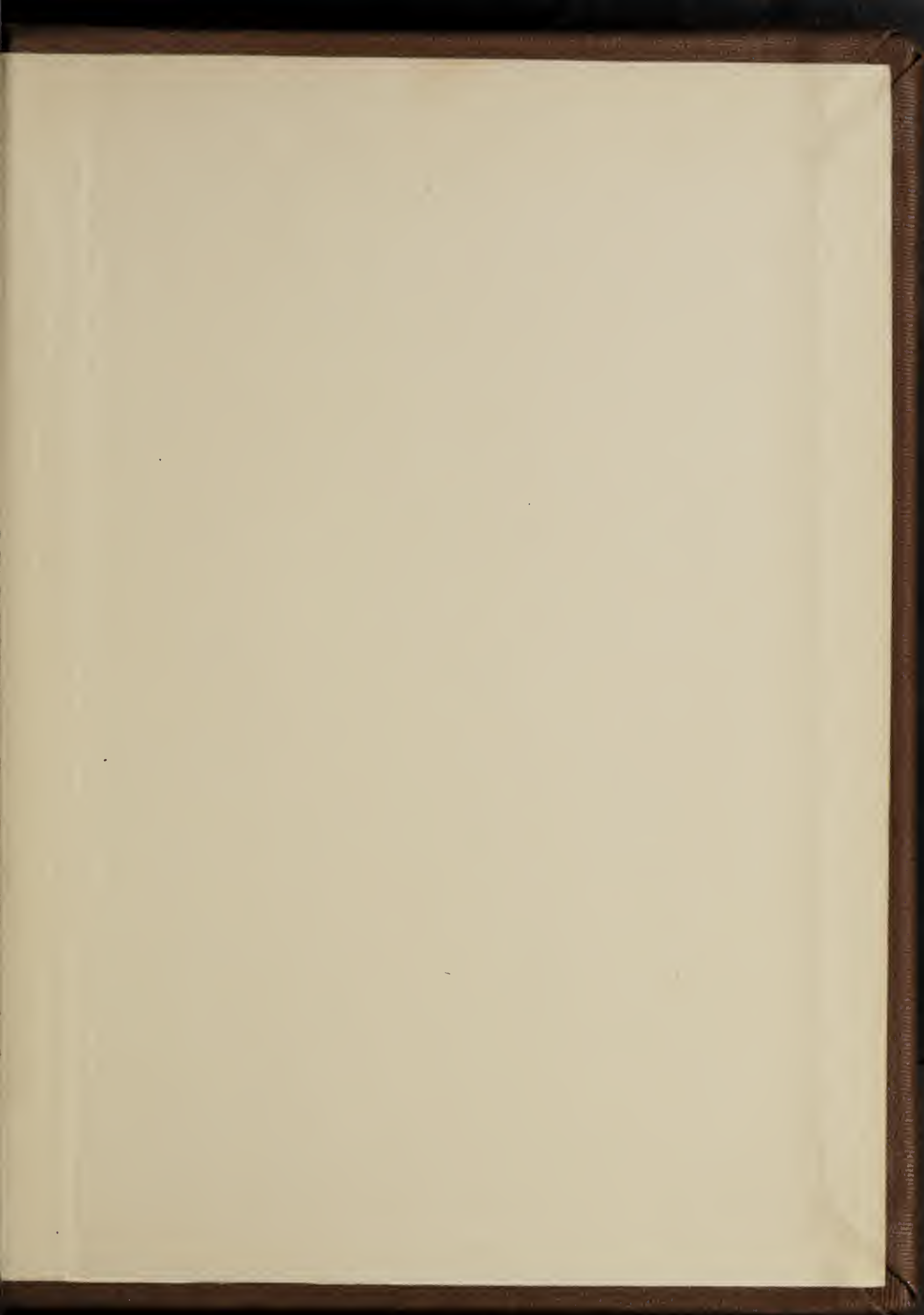
K Original or Certified Copy in Duplicate of Laboratorial Certificates of Approval or Tests, if approved or tested by Laboratory.

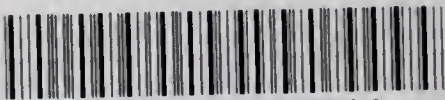
L A Letter of Authorization to File Application From Owner of Appliance—Material.

AFFIDAVIT

I hereby depose and say that all of the above statements and the statements contained in the papers submitted herewith are true.

M Sworn to before me, this..... }
day of..... 19..... } (Applicant to sign here.)



UNIVERSITY OF ILLINOIS-URBANA
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Bulletin.

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